

ESTTA Tracking number: **ESTTA576470**

Filing date: **12/13/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                        |   |
|------------------------|---|
| Proceeding             | 91212231  |
| Party                  | Defendant<br>VENM, LLC  |
| Correspondence Address | KONRAD SHERINIAN<br>THE LAW OFFICES OF KONRAD SHERINIAN LLC<br>1755 PARK ST , STE 200<br>NAPERVILLE, IL 60563-8404<br>UNITED STATES<br>pto@sherinianlaw.net, ebi@sherinianlaw.net |
| Submission             | Motion to Amend/Amended Answer or Counterclaim  |
| Filer's Name           | Depeng Bi   |
| Filer's e-mail         | pto@sherinianlaw.net  |
| Signature              | /Depeng Bi/   |
| Date                   | 12/13/2013  |
| Attachments            | FAA.pdf(103876 bytes )<br>ExhA1.pdf(4186367 bytes )<br>ExhB2.pdf(4582724 bytes )<br>ExhC1.pdf(127687 bytes )<br>ExhD - KUNGFUDIRECT.pdf(796596 bytes )<br>COS.PDF(231058 bytes )  |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

DRAGON BLEU (SARL),

Opposer,

v.

VENM, LLC,

Applicant.

Opposition No. 91212231

Application Ser. No. 85848528

**FIRST AMENDED ANSWER**

Applicant, VENM, LLC (“VENM”), by and through its attorneys, hereby submits its Answer to the Notice of Opposition filed by Opposer Dragon Bleu (SARL) as follows, with the following numbered Paragraphs corresponding to the numbers of the Paragraphs of the Notice of Opposition under the headings used in the Notice of Opposition.

1. Admit.
2. Applicant does not possess sufficient information to determine the truth or falsity of this allegation, and accordingly, denies the same.
3. Applicant does not possess sufficient information to determine the truth or falsity of this allegation, and accordingly, denies the same.
4. Applicant does not possess sufficient information to determine the truth or falsity of this allegation, and accordingly, denies the same.
5. Deny.
6. Deny.
7. Deny.

8. Applicant admits that if the opposed registration is granted, Applicant would have the right to use the mark VENM. Applicant denies the remaining allegations of paragraph 8 of the Notice of Opposition.

### **Opposer's Claimed Damages**

VENM, LLC is without knowledge as to Opposer's belief that it will be damaged by the registration of Applicant's mark upon the Principal Register. Applicant denies that Opposer shall suffer any damage whatsoever, and denies that Opposer is entitled to any relief.

### **AFFIRMATIVE DEFENSES**

#### **First Affirmative Defense – Failure to State a Claim**

9. Opposer has failed to state a claim upon which the relief it seeks can be granted.

#### **Second Affirmative Defense – Opposer's Weak Marks**

10. Opposer's marks cannot be accorded the deference due a strong, inherently distinctive and/or arbitrary mark, because none of them are strong, inherently distinctive or arbitrary.

#### **Third Affirmative Defense – Difference in Marks**

11. With regards to Opposer's Registration No. 3896673, the claimed mark consists of the stylized wording "VENUM" under a design of a snake's head within a circle (hereinafter "VENUM AND DESIGN"). "VENUM" is written in a stylized font wherein the 'N' resembles a set of fangs. In addition, the mark VENUM AND DESIGN has a distinctive sound. Applicant's Mark is substantially different than Opposer's Mark, and is unlikely to be confused therewith. In particular, Applicant's mark is drawn in a non-stylized font and appears substantially different. In addition, Applicant's mark has its own distinctive sound.

12. With regards to Opposer's Registration No. 3927787, the claimed mark consists of the stylized wording "VENUM" under a design of a snake's head within a circle. "VENUM AND DESIGN" is written in a stylized font wherein the 'N' resembles a set of fangs. In addition, the mark VENUM AND DESIGN has a distinctive sound. Applicant's Mark is substantially different than Opposer's Mark, and is unlikely to be confused therewith. In particular, Applicant's mark is drawn in a non-stylized font and appears substantially different. In addition, Applicant's mark has its own distinctive sound.
13. With regards to Opposer's Registration No. 4017907, the claimed mark consists of the stylized wording "VENUM" under a design of a snake's head. "VENUM" is written in a stylized font wherein the 'N' resembles a set of fangs. In addition, the mark VENUM AND DESIGN has a distinctive sound. Applicant's Mark is substantially different than Opposer's Mark, and is unlikely to be confused therewith. In particular, Applicant's mark is drawn in a non-stylized font and appears substantially different. In addition, Applicant's mark has its own distinctive sound.
14. With regards to Opposer's Serial Number 79124129, the mark consists of the stylized wording "VENUM" under a design of a snake's head within a circle. "VENUM" is written in a stylized font wherein the 'N' resembles a set of fangs. In addition, the mark VENUM AND DESIGN has a distinctive sound. Applicant's Mark is substantially different than Opposer's Mark, and is unlikely to be confused therewith. In particular, Applicant's mark is drawn in a non-stylized font and appears substantially different. In addition, Applicant's mark has its own distinctive sound.

**Fourth Affirmative Defense – Different Goods or Services**

15. There is no likelihood of confusion, mistake or deception because, inter alia, Applicant's mark and the pleaded Opposer's marks are drawn to entirely different goods and/or services.
16. The challenged Application is directed to class 25, and specifically to dance costumes. Applicant VENM designs, manufactures, markets and sells high quality stylish dance wear.
17. VENM targets the dancing market, including the pole dancing market. Its products include Crop Tank Tops, Spring Training Dolman Tops, Polekini outfits, and Thigh High Stirrup Leg Warmers.
18. Opposer's Registration No. 3896673 is directed to classes 24 and 26.
19. With regards to class 24, Opposer claims to use the mark on "Fabrics, namely, fabrics made of cotton, microfiber, polyamide, acrylic; fabrics for textile use; velvet; bed linen; household linen; table linen not of paper; bath linen; except clothing."
20. With regards to class 26, Opposer claims to use the mark on "Lace and embroidery, ribbons and braid; buttons, hooks and eyes, ornamental novelty pins and needles; artificial flowers; false beards, hair or moustaches; lace trimmings; wigs; clothing fasteners, namely clothing hooks or clasps; hair ornaments."
21. Opposer's Registration No. 3927787 is directed to class 25. Opposer claims to use the mark on "Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; Sport shoes, especially for the practice of martial arts."
22. Opposer's Registration No. 4017907 is directed to class 28. Opposer claims to use the mark on "Protective equipment for sports, namely, boxing gloves and gloves for randori,

shin guards, elbow guards, knee guards; protective padding for engaging in combat sports and martial arts.”

23. Opposer’s Serial Number 79124129 is directed to class 9. Opposer claims to use the mark on “Protective helmets for combat sports.”
24. All of the goods and services to which Opposer’s marks are directed are substantially different than the goods and services to which Applicant’s mark is directed.

**Fifth Affirmative Defense – Different Marketing Channels**

25. On information and belief, Opposer’s products are marketed through the website <http://www.venumfight.com>. This site appears to target the mixed martial arts market. There is no dancewear marketed on this website.
26. On information and belief, Opposer does not design, manufacture, market, or sell dance wear. Nor does Opposer market any of its products to consumers of dance wear.
27. Opposer has admitted that “[martial arts] goods are most commonly sold through specialized stores which cater exclusively to the fight sports and martial arts markets.” Trade-mark Ser. No. 79063381, Request for Reconsideration after Final Action, Filed Oct. 22, 2010, at 5, attached hereto as Exh. A (emphasis added). Applicant does not sell its goods through specialized stores that cater to the fight sports and martial arts markets.
28. There is no likelihood of confusion, mistake or deception because Applicant’s opposed mark and the pleaded Opposer’s marks are used in entirely different marketing channels.

**Sixth Affirmative Defense – Sophisticated Consumers**

29. There is no likelihood of confusion, mistake or deception because Applicant’s goods are marketed to sophisticated dancers that exercise a high degree of care in their purchasing decisions, and clearly understand the difference between Opposer’s goods; i.e.; martial

art themed clothing and equipment, and Applicant's goods; i.e.; dance related costumes and equipment.

**Seventh Affirmative Defense – Estoppel by Lack of Use and/or Abandonment**

30. All of the marks asserted by Opposer were filed under Section 66(a) of the U.S. Trade-mark Act. As such, Opposer did not submit evidence of use of any of the asserted marks in the United States.
31. Opposer's Registration No. 3896673 is directed to classes 24 and 26.
32. With regards to class 24, Opposer claims to use the mark on "Fabrics, namely, fabrics made of cotton, microfiber, polyamide, acrylic; fabrics for textile use; velvet; bed linen; household linen; table linen not of paper; bath linen; except clothing."
33. With regards to class 26, Opposer claims to use the mark on "Lace and embroidery, ribbons and braid; buttons, hooks and eyes, ornamental novelty pins and needles; artificial flowers; false beards, hair or moustaches; lace trimmings; wigs; clothing fasteners, namely clothing hooks or clasps; hair ornaments."
34. On information and belief, Opposer does not use the mark VENUM AND DESIGN on each and every product and/or service for which it registered the asserted mark, and is accordingly estopped from asserting Registration No. 3896673. For example, and without limitation, Applicant's investigation did not uncover use of the mark VENUM AND DESIGN on bed linen, household linen, table linen, ribbons and braids, ornamental novelty pins and needles, artificial flowers, false beards, hairs or moustaches, lace trimmings, wigs, clothing hooks or clasps, and hair ornaments. Accordingly, this mark was either never used or is now abandoned, and Opposer is estopped from its assertion.

**Eighth Affirmative Defense – Estoppel by Statements Made to Secure Registration**

35. During prosecution of Reg. No. 3927787, Opposer sought registration of the mark VENUM AND DESIGN in International Class 25. This registration was initially rejected by an Office Action dated April 22, 2010 as likely causing confusion with Reg. No. 3,676,523, which is directed to the mark “VENOM” for use in connection with “Ski and snowboard wear, namely jackets, pants, insulated jackets, insulated pants, one piece insulated suits, fleece tops, fleece jackets, sweaters, fleece pants, shirts, t-shirts, gloves, hats, caps, hoods, mittens, sweatshirts, waterproof and water repellent jackets and pants” in International Class 25.
36. In Opposer’s response, filed on October 22, 2010, attached hereto as Exh. A, Opposer argued that “both marks are specifically and narrowly directed to clothing used in connection with the entirely unrelated sports of skiing and martial arts respectively [...]” Opposer then went on to admit that the “cited mark coexists with a number of registered VENOM-formative marks for other sporting goods [...],” Exh. A, at 3, and that “the VENOM mark itself is widely used in the sporting goods industry, and is registered by different parties in connection with the sports of baseball, cycling, billiards, and sport shooting.” Exh. A, at 3.
37. Opposer goes on to admit that martial arts goods are not likely to be confused with any other type of sporting goods by consumers in the marketplace. In particular, Opposer argues that “[s]port is a very broad category that encompasses many different types of activities that speak to widely varied interests [...],” Exh. A, at 4, and that the traditional likelihood of confusion analysis simply does not apply to different types of specialty markets. Exh. A, at 5.

38. Opposer also admitted that martial arts goods are most commonly sold through specialty retailers. For example, Opposer argued that “[martial arts] goods are most commonly sold through specialized stores which cater exclusively to the fight sports and martial arts markets.” Exh. A, at 5 (emphasis added).
39. Given these admissions, Opposer is estopped from asserting that Applicant’s mark “VENM,” which seeks registration in International Class 25 for “dance costumes” could cause confusion with Opposer’s mark “VENUM,” which is restricted exclusively to martial arts related products.

### **COUNTERCLAIM**

#### **First Ground – Fraudulent Statements Made During Prosecution to Conceal Lack of Distinctiveness**

40. Applicant incorporates by reference all of its responses to Opposer’s allegations in paragraphs 1-8, and its affirmative representations in paragraphs 9-39.
41. Applicant is the owner of pending Trademark App. Ser. No. 85848528, which is directed to the mark “VENM.” It has been filed in international class 25 for dance costumes. *See* Exh. C.
42. None of Opposer’s asserted marks have been registered for five years, and accordingly, none are incontestable. Accordingly, all can be challenged for any grounds. *See Saddle Springs v. Mad Croc Brands*, TTAB Proc. No. 92055493.
43. Applicant hereby seeks cancellation of asserted Reg. Nos. 3896673, 3927787, and 4017907 (“the asserted registrations”).
44. The same attorney that represented Dragon Bleu during the prosecution of all of the above recited registrations now represents Dragon Bleu in this Opposition Proceeding.

45. All of the asserted registrations are directed to the mark “VENUM.” As asserted herein, the mark “VENUM” is not distinctive as numerous others make use of confusingly similar marks (at least as Opposer has asserted its marks). For example, the mark “VENUM” is used by Optec USA on spinal braces for medical use. *See* Ser. No. 85535608, Reg. No. 4314403. Similarly, the mark “VENUM” is used by Jamie Burgos to denote dance performances. *See* Ser. No. 78927571, Reg. No. 3295728. In addition, there are numerous uses of the similar term “VENOM,” such as by UnderArmor on shoes, by Venomwear on clothing, and again on clothing by a clothing store in Memphis, Tennessee. *See* Exh. B, collecting registered and unregistered uses of VENOM.
46. During prosecution Opposer expressly stated that it would limit the mark to martial arts related goods. *See* Exh. A, at 3-6. Opposer made this statement to secure registration of its mark. Opposer now attempts to assert its mark to cover dance costumes, in direct contravention of the argument it made to secure registration of its mark. Accordingly, Opposer has effectively “revoked” its agreement to limit its mark to martial arts related goods, which was the only reason that its mark was found distinctive. Opposer should not be allowed to argue that its mark is distinctive as it is restricted to martial arts goods and equipment and then use the same mark to oppose what it claims is a similar mark directed to dance costumes.
47. Moreover, at the same time that Opposer was arguing that it would limit its use of the mark to martial arts related goods, on information and belief, it was planning to use the mark offensively against others who did not sell martial arts goods. VENM has been harmed by Opposer’s securing registration of its marks, as evidenced by this Opposition Proceeding.

48. In particular, during prosecution, Dragon Bleu's Attorney made the following representations:
- a. "Applicant respectfully submits that Applicant's VENUM (plus design) mark is not likely to cause confusion with the cited registration for VENOM because both marks are specifically and narrowly directed to clothing used in connection with the entirely unrelated sports of skiing and martial arts respectively, especially when cited mark coexists with a number of registered VENOM-formative marks for other sporting goods." Exh. A at 2 (emphasis added).
  - b. "As amended, Applicant's goods are limited to clothing used in connection with a particular sport, namely martial arts." Exh. A at 2 (emphasis added).
49. The above statements were made during prosecution to secure allowance of Reg. No. 3927787.
50. The mark registered in Reg. Nos. 3896673 and 4017907 is identical to the mark registered in Reg. No. 3927787.
51. On information and belief, at the time that the statements were made, Dragon Bleu and/or its Attorney fully intended to assert the mark against those who sought registration of marks phonetically similar to "VENUM" outside of martial arts related goods.
52. Applicant has been harmed by Opposer's registration of VENUM as evidenced by this wrongfully brought Opposition Proceeding.
53. Accordingly, the mark "VENUM" reflected in Reg. Nos. 3896673, 3927787, and 4017907 is not distinctive as asserted by Opposer, and was only registered due to the

fraudulent representations made by Dragon Bleu and/or its representatives during prosecution.

54. Therefore, Reg. Nos. 3896673, 3927787, and 4017907 should be canceled.

**Second Ground – No Bona Fide Use**

55. Applicant incorporates by reference all of its responses to Opposer’s allegations in paragraphs 1-8, and its affirmative representations in paragraphs 9-39.
56. Opposer’s Registration No. 3,896,673 was registered under Section 66(a). This registration is not incontestable as it has been registered for less than five years and accordingly can be challenged for any grounds recited in 15 U.S.C. § 1064.
57. Opposer’s Registration No. 3,896,673 is for VENUM AND DESIGN for goods in International Classes 24 and 26.
58. Opposer’s Registration No. 3,896,673 was filed in the United States Trademark Office on November 24, 2008, claiming priority of International Registration No. 0988214. It was published for opposition October 12, 2010, and registered on December 28, 2010.
59. In its Class 24 application for registration via an extension under the Madrid Protocol, Opposer declared that it uses its VENUM AND DESIGN mark on “Fabrics, namely, fabrics made of cotton, microfiber, polyamide, acrylic; fabrics for textile use; velvet; bed linen; household linen; table linen not of paper; bath linen; except clothing.” (emphasis added).
60. In its Class 26 application for registration via an extension under the Madrid protocol, Opposer declared that it uses its VENUM AND DESIGN mark on “Lace and embroidery, ribbons and braid; buttons, hooks and eyes, ornamental novelty pins and needles;

artificial flowers; false beards, hair or moustaches; lace trimmings; wigs; clothing fasteners, namely clothing hooks or clasps; hair ornaments.”

61. During prosecution of Registration No. 3896673, Opposer did not submit any evidence of use of its VENUM AND DESIGN mark on any of the aforelisted goods in Classes 24 and 26 during prosecution of the asserted registration.
62. Opposer’s current website, [www.venumfight.com](http://www.venumfight.com) displays and lists for sale various clothing, bags and gear utilizing the VENUM ND DESIGN mark, but does not display any of the fabrics listed in its Class 24 application listing of goods. The “clothing” offered for sale on this website was specifically excepted from the Class 24 registration, so Opposer is unable to claim that such website constitutes either actual or technical use of its VENUM AND DESIGN mark on its listing of goods in Class 24..
63. The website [www.venumfight.com](http://www.venumfight.com) also does not display or offer for sale any of the goods listed in its Class 26 application. Opposer cannot claim that its website constitutes technical use of its VENUM AND DESIGN mark on its listing of goods in Class 26.
64. Inasmuch as its own website does not offer for sale any of the listed goods in Classes 24 and 26, Opposer cannot claim that it has used its VENUM AND DESIGN mark on any of its goods listed in Classes 24 and 26.
65. Opposer’s Registration No. 3,927,787 was also registered under Section 66(a). This registration is not incontestable as it has been registered for less than five years and accordingly can be challenged for any grounds recited in Section 14 (15 U.S.C. 1064).
66. Opposer’s Registration No. 3,927,787 is for VENUM AND DESIGN for goods in International Class 25.

67. Opposer's Registration No. 3,927,787 was filed in the United States Trademark Office on November 24, 2008, claiming priority of International Registration No. 0988214. It was registered on March 8, 2011.
68. In its Class 25 application for registration via an extension under the Madrid Protocol, Opposer declared that it uses its VENUM AND DESIGN mark on "Martial arts and boxing clothes, namely martial arts uniforms, shorts, kimonos; Sport shoes, especially for the practice of martial arts."
69. During prosecution of Registration No. 3,927,787, Opposer did not submit any evidence of use of its VENUM AND DESIGN mark on "kimonos" or "sport shoes, especially for the practice of martial arts".
70. Opposer's current website, [www.venumfight.com](http://www.venumfight.com) displays and lists for sale various clothing, bags and gear utilizing the VENUM AND DESIGN mark, but does not display any kimonos or sport shoes, especially for the practice of martial arts. Accordingly, Opposer is unable to claim that its website constitutes either actual or technical use, of its VENUM AND DESIGN mark on fabrics.
71. Opposer's website does display and offer for sale "sandals", but such sandals are traditional beach shoes in the nature of "flip-flops" A screen print from the website [www.kungfudirect.com](http://www.kungfudirect.com) shows shoes that are used for martial arts are full fitting shoes or over the foot slippers. *See* Exh. D.
72. Inasmuch as its own website does not display and offer for sale any kimonos or sport shoes for use in martial arts in Class 25, Opposer cannot claim that it has used its VENUM AND DESIGN mark on these two specific goods.

73. Trademark rights are acquired and maintained in the United States through use in commerce, that is, bona fide use of the mark made in the ordinary course of trade. 15 U.S.C. § 1127.
74. Opposer, as a Section 66(a) registrant, is subject to the use requirements and is not entitled to maintain its registrations for the specific goods listed above.
75. The non-use of the mark for the goods for which it was registered is not justifiable. Accordingly, this mark was never used on all of the goods for which it was registered and Reg. No. 3896673 should be cancelled. *See Saddlesprings v. Mad Croc Brands*, TTAB Proc. No. 92055493, p. 12 (“[i]n the absence of justifiable non-use, Section 66(a) registrations which have never been used, or for which use has been discontinued with no intent to resume use, may be subject to cancellation for abandonment [...]”)

### **Third Ground – Abandonment**

76. Applicant incorporates by reference all of its responses to Opposer’s allegations in paragraphs 1-8, and its affirmative representations in paragraphs 9-39.
77. Applicant further incorporates by reference all of its allegations of Paragraphs 56 through 75, above.
78. Opposer has not used its VENUM AND DESIGN MARK on the aforementioned goods in Classes 24 and 26 and on kimonos and sport shoes for the practice of martial arts in Class 25 since it stated its use of same in its respective applications filed on November 24, 2008.
79. Five years have gone by since Opposer filed its two applications and no use has been made by Opposer of its VENUM AND DESIGN mark on the aforesaid goods.

80. Accordingly, Opposer has abandoned its trademark rights for its VENUM AND DESIGN mark on these goods. Section 66 does not eliminate the use requirement for a registrant under it. Accordingly, U.S. Trademark Reg. No. 3,896,673 should be cancelled in its entirety and U.S. Trademark Reg. No. 3,927,787 should be cancelled for kimonos and sport shoes for use in martial arts.

**FEE**

81. Applicant previously filed the statutory fee for its counterclaim.

**ADDITIONAL DEFENSES AND COUNTERCLAIMS**

82. Applicant hereby reserves the right to assert additional defenses and/or counterclaims based on information learned or obtained during discovery.

WHEREFORE, Applicant prays for judgment as follows:

- (a) this opposition be dismissed with prejudice;
- (b) for the cancellation of U.S. Trademark Reg. Nos. 3896673, 3927787, and 4017907;
- (c) that Registration for Applicant's trademark application Serial Number 85848528 is issued to Applicant.

Respectfully submitted,

VENM, LLC

By:  /Konrad Sherinian/

Konrad Sherinian

Depeng Bi

**THE LAW OFFICES OF KONRAD SHERINIAN, LLC**

1755 Park Street

Suite # 200

Naperville, Illinois 60563

Phone: (630) 318-2606

Fax: (630) 318-2605

Email: [ksherinian@sherinianlaw.net](mailto:ksherinian@sherinianlaw.net)

EXHIBIT A

## Request for Reconsideration after Final Action

The table below presents the data as entered.

| Input Field  | Entered        |
|--|----------------|
| <b>SERIAL NUMBER</b>   | 79063381       |
| <b>LAW OFFICE ASSIGNED</b>   | LAW OFFICE 105 |
| <b>MARK SECTION (no change)</b>  |                |
| <b>ARGUMENT(S)</b>   |                |
| <b><u>RESPONSE TO OFFICE ACTION DATED APRIL 22, 2010</u></b>   |                |
| <p>In an Office Action dated April 22, 2010, the Examining Attorney preliminarily refused registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d), citing Reg. No. 3,676,523 for the mark VENOM for use in connection with "Ski and snowboard wear, namely, jackets, pants, insulated jackets, insulated pants, one piece insulated suits, fleece tops, fleece jackets, sweaters, fleece pants, shirts, t-shirts, gloves, hats, caps, hoods, mittens, sweatshirts, waterproof and water repellent jackets and pants" in International Class 25.</p> <p>The Examining Attorney also refused registration based on the alleged indefinite nature of the description of services. Based on the following analysis, Applicant respectfully requests the Examining Attorney withdraw his refusal and pass Applicant's mark to publication.</p> |                |
| <b><u>AMENDMENTS</u></b>   |                |
| <p>Applicant amends the identification of goods in International Class 25 to read as follows:</p> <p>"Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; Sport shoes, especially for the practice of martial arts"</p>   |                |
| <b><u>REMARKS</u></b>  |                |
| <b>I. Identification of Goods in Class 25</b>  |                |
| <p>The Examining attorney rejected the identification of goods and services in International Class 25 as indefinite. The applicant has thus amended the goods and services as follows:</p> <p><del>Clothing</del> <u>Martial arts and boxing clothes, namely, fightsports and boxing clothes, namely, t-shirts,</u></p>  |                |

~~fight sports, martial arts uniforms, shorts, kimonos; headgear, namely, hats, caps; shirts, belts as clothing; gloves as clothing; Sport shoes, especially for the practice of fight sports martial arts~~

The revised description adopts the language proposed by the Examining Attorney, and further narrows the scope of the identified goods. Accordingly, it is respectfully submitted that the identification of goods and services in Class 25 should be accepted as amended.

## **II. THERE IS NO LIKELIHOOD OF CONFUSION WITH REGISTRATION NO. 3,676,523**

Applicant respectfully submits that Applicant's VENUM (plus design) mark is not likely to cause confusion with the cited registration for VENOM because both marks are specifically and narrowly directed to clothing used in connection with the entirely unrelated sports of skiing and martial arts respectively, especially when cited mark coexists with a number of registered VENOM-formative marks for other sporting goods. Given the different natures of the goods, the different sets of interests that these sports appeal to, and the different channels of trade, the marks are sufficiently distinct to make confusion unlikely.

In determining whether a likelihood of confusion exists, each case must be decided on the basis of all relevant factors, including the goods and services in question and the marketing environment in which consumers normally encounter them. *In re Bigelow, Inc.*, 199 USPQ 38, 40 (TTAB 1978). Even where similar marks are applied to goods used in a common industry, the Trademark Trial and Appeal Board has not hesitated to find an absence of likelihood of confusion where goods differ or where there is no evidence that the respective goods would be encountered by the same consumers. *In re Fesco, Inc.*, 219 USPQ 437 (TTAB 1983) (FESCO for farm equipment distributorships not likely to be confused with FESCO for fertilizer and processing equipment). Furthermore, products which perform different functions, even if used next to each other or together, are not necessarily in competition such that confusion is likely. *Life Technologies, Inc. v. Gibbco Scientific, Inc.*, 826 F.2d 775, 776 (8th Cir. 1987) (No confusion between GIBCO for micro-biological and tissue culture products and GIBBCO for blood chemistry analyzers).

### **A. The Goods Are Sufficiently Distinct to Avoid Confusion in the Marketplace**

As amended, Applicant's goods are limited to clothing used in connection with a particular sport, namely martial arts. Likewise, registrant's goods are narrowly constrained to clothing used in connection with the entirely different sport of skiing. Average consumers do not ordinarily associate

these sports with one another, and indeed would not expect that a company offering a line of skiwear would also be selling martial arts kimonos, or vice versa.

The differences between the sports of skiing and martial arts translate into significant differences in the nature and function of the actual goods in question. Skiing is an outdoor winter sport where the purpose and function of the clothing is to protect the wearer from the cold and other weather conditions. In contrast, martial arts is an indoor sport not associated with any particular season, where the objective of Applicant's goods is to survive the wear and tear inherent in the sport while keeping the wearer cool. Given these different purposes and functions, there is no risk that a consumer would accidentally select Applicant's goods believing them appropriate for the ski slopes, or select the registered mark's goods believing them appropriate for the octagon.

Moreover, the sports of skiing and martial arts appeal to entirely different sets of interests, and thus the markets and audiences for the goods associated therewith are entirely distinct. Sport is a very broad category that encompasses many different types of activities that speak to widely varied interests.

Because of this, even identical marks are allowed to coexist for sporting goods associated with different sports. Indeed, the VENOM mark itself is widely used in the sporting goods industry, and is registered by different parties in connection with the sports of baseball, cycling, billiards, and sport shooting. *See* Ex. A (collecting registrations for VENOM for use in connection with baseball bats, bicycles, billiard cues, and rifle scopes).

The market for skiing, for example, is individuals who are interested winter sports, the outdoors, and the rush of going downhill fast, among others. None of those interests, however, overlap with the interests served by the martial arts, which speak to an enjoyment of physical confrontation, and mastering the techniques of defeating an opponent in hand-to-hand combat. Indeed, the interests served by skiing are far more similar to cycling — in which the cited mark coexists with Reg. No. 3,000,634 covering VENOM for bicycles — than it does with the martial arts. *See* Ex. A. With such vastly different interests served by these sports, the skiing and martial arts industries are not related in any meaningful manner, and thus, given the different markets for Applicant's and Registrant's goods, confusion is unlikely.

In addition, because of the different interests served by the skiing and martial arts industries, average consumers do not associate these sports with one another, and thus would not expect a common source

of origin even were they to encounter a similar trademark.<sup>[1]</sup> Moreover, the *Cambridge Rubber Co. v. Cluett, Peabody & Co.*, 286 F.2d 623 (C.C.P.A. 1961) line of cases are not applicable, as none of these cases involve specialty clothing intended for use with a particular sport. Each of the cases cited by the examiner involve general, everyday clothing items such as shoes, shirts, pants, and underwear, which are found related regardless of whether they are marketed to men, women, or children. This holding makes sense in the context of everyday clothing items, where the general industry practice is for one company to offer lines of clothing for men, women, and children. The same logic, however, cannot be extended to specialty clothing, where there is no common industry practice to serve both the martial arts and skiwear markets. Indeed, extending this line of cases to cover skiwear and martial arts clothing is tantamount to holding that every good in International Class 25 is related to every other good in the class, which would stretch the reasoning of these cases well past its breaking point.

#### **B. The Differing Channels of Trade Also Make Confusion Unlikely**

In addition to the differences between the goods themselves, Applicant's goods do not generally travel through the same channels of trade as skiwear, thus making confusion even more unlikely.

Applicant's goods are most commonly sold through specialized stores which cater exclusively to the fight sports and martial arts markets. *See* Ex. B. These stores do not offer skiwear and are not likely to be encountered by consumers seeking out skiwear. *See e.g.*, Ex. C, [www.fightrack.com](http://www.fightrack.com). Thus, most consumers who encounter Applicant's mark will do so at these specialty stores, where confusion is highly unlikely.

Moreover, to the extent that Applicant's goods may be available at the department store-like sporting goods stores, such as Sports Authority or Dicks Sporting Goods, they will be in different departments, and thus are unlikely to be encountered by the same consumers. *See Recot Inc. v. M.C. Becton*, 214 F.3d 1322, 1330 (Fed. Cir. 2000) ("the law is that products should not be deemed related simply because they are sold in the same kind of establishments" such as a supermarket or department store). Also, consumers at these stores are readily able to distinguish between VENOM marks in different departments, as they will very likely also encounter VENOM baseball bats (Reg. No. 2,969,824), VENOM bicycles (Reg. No. 3,000,634), VENOM billiard cues (Reg. No. 3,577,338), and VENOM rifle scopes (Reg. No. 3,858,110). *See* Ex. A.

#### **C. Given the Different Goods, the Marks Are Sufficiently Distinct to Render Confusion Unlikely**

As discussed above, the goods claimed by Applicant are significantly different from those in the cited registration. Given these differences and the number of VENOM-formative marks associated with sporting goods, the marks in question are sufficiently different to make confusion unlikely in the marketplace.

Visually, the marks are readily distinguishable by the prominent design element and novel spelling of Applicant's VENUM mark. Ordinary consumers, who (as discussed above) are unlikely to associate skiwear with martial arts clothing in the first place, will readily pick up on these differences to distinguish Applicant's goods from the pack of other VENUM formative sporting goods marks. Thus, the clear differences in the marks will avoid any possibility of confusion in the crowded marketplace. Moreover, because of the limited goods claimed in connection with both marks, and the number of other VENOM-formative marks, consumers who encounter the marks aurally will likely do so in a context that makes the goods and their origin plain. For example, if they hear a radio advertisement for a VENUM kimono, there will be no confusion as to whose products are being advertised. Thus, the marks are distinct enough to avoid confusion when used in connection with the widely different goods claimed in connection with these marks.

### **I. CONCLUSION**

The cited VENOM mark for skiwear coexists in the marketplace with a number of VENOM branded sporting goods, and thus there is no reason to suspect that the use of Applicant's VENUM (plus design) mark for the totally unrelated sports of martial arts and boxing will cause confusion if registered. This is especially true, given that the clothing items in question are significantly different and the sports themselves appeal to an entirely different audiences with greatly different interests. Thus, Applicant respectfully requests that the pending office action be withdrawn and that its application be allowed to proceed to publication.

---

[1] Applicant notes that the third party registrations cited by the examiner do not prove that the alleged overlap between skiwear and martial arts clothing is so pervasive that ordinary consumers will presume both emanate from a common source. First and foremost, Registration No. 3,223,416 for DJ DERTY JERSEY is suspect given the fact that it is owned by an individual and claims a laundry list of goods including everything from hockey pants to baby bibs, and yet whose products do not appear to be available for sale via any online retailer.

For the remaining registrations, the fact they only include "ski gloves" and do not include the other skiwear goods one would expect, such as ski pants, parkas, and the like, tends to suggest that the registrant doesn't really deal in skiwear. In any event, three registrations that mention gloves in

passing is hardly sufficient evidence from which to conclude that consumers ordinarily presume skiwear and martial arts clothing emanate from a common source, especially where there is no evidence of record of any company actually selling both a line of skiwear and martial arts clothing.

**EVIDENCE SECTION**

| <b>EVIDENCE FILE NAME(S)</b>                |  |
|---|--|
| <b>ORIGINAL PDF FILE</b>                    | <a href="#"><u>evi_64140207110-120216982 . exhibit a final.pdf</u></a>               |
| <b>CONVERTED PDF FILE(S)<br/>(13 pages)</b> | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0002.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0003.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0004.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0005.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0006.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0007.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0008.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0009.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0010.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0011.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0012.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0013.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0014.JPG</u></a> |
| <b>ORIGINAL PDF FILE</b>                    | <a href="#"><u>evi_64140207110-120216982 . exhibit b final.pdf</u></a>               |
| <b>CONVERTED PDF FILE(S)<br/>(7 pages)</b>  | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0015.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0016.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0017.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0018.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0019.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0020.JPG</u></a> |
|   | <a href="#"><u>\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0021.JPG</u></a> |
| <b>ORIGINAL PDF FILE</b>                    | <a href="#"><u>evi_64140207110-120216982 . exhibit c final.pdf</u></a>               |
| <b>CONVERTED PDF</b>                        |  |

|  |   |
|--|---|
| <b>FILE(S)</b><br>(7 pages)  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0022.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0022.JPG</a> |
|  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0023.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0023.JPG</a> |
|  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0024.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0024.JPG</a> |
|  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0025.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0025.JPG</a> |
|  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0026.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0026.JPG</a> |
|  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0027.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0027.JPG</a> |
|  | <a href="\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0028.JPG">\\TICRS\EXPORT11\IMAGEOUT11\790\633\79063381\xml2\RFR0028.JPG</a> |
| <b>DESCRIPTION OF EVIDENCE FILE</b>  | Exhibit A - USPTO trademark registration records. Exhibit B - Screenshot of applicant's website. Exhibit C - Screenshot of website.       |
| <b>GOODS AND/OR SERVICES SECTION (current)</b>   |   |
| <b>INTERNATIONAL CLASS</b>   | 025   |
| <b>DESCRIPTION</b>   |   |
| Clothing, namely, fightsports and boxing clothes, namely, t-shirts, fightsports, shorts, kimonos; headgear, namely, hats, caps; shirts; belts as clothing; gloves as clothing; sport shoes, especially for the practice of fightsports   |   |
| <b>GOODS AND/OR SERVICES SECTION (proposed)</b>  |   |
| <b>INTERNATIONAL CLASS</b>   | 025   |
| <b>TRACKED TEXT DESCRIPTION</b>  |   |
| <del>Clothing, namely, fightsports and boxing clothes, namely, t-shirts, fightsports, shorts, kimonos; Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; headgear, namely, hats, caps; Sport shoes, especially for the practice of martial arts; shirts; belts as clothing; gloves as clothing; sport shoes, especially for the practice of fightsports</del> |   |
| <b>FINAL DESCRIPTION</b>   |   |
| Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; Sport shoes, especially for the practice of martial arts  |   |
| <b>SIGNATURE SECTION</b>   |   |
| <b>RESPONSE SIGNATURE</b>  | /asilverstein/  |
| <b>SIGNATORY'S NAME</b>  | Aaron Silverstein   |
| <b>SIGNATORY'S POSITION</b>  | Attorney of record, Massachusetts bar member  |
| <b>DATE SIGNED</b>   | 10/22/2010  |
| <b>AUTHORIZED SIGNATORY</b>  | YES   |

|                                       |  |
|---------------------------------------|--|
| <b>CONCURRENT APPEAL NOTICE FILED</b> | NO   |
| <b>FILING INFORMATION SECTION</b>     |  |
| <b>SUBMIT DATE</b>                    | Fri Oct 22 12:52:42 EDT 2010   |
| <b>TEAS STAMP</b>                     | USPTO/RFR-64.140.207.110-20101022125242357077-79063381-470c4742aec2e8cee7bb2d04bc7ed45a-N/A-N/A-20101022120216982121 |

PTO Form (Rev 4/2000)  
OMB No. 0651-.... (Exp. 08/31/2004)

## **Request for Reconsideration after Final Action To the Commissioner for Trademarks:**

Application serial no. **79063381** has been amended as follows:

### **ARGUMENT(S)**

**In response to the substantive refusal(s), please note the following:**

### **RESPONSE TO OFFICE ACTION DATED APRIL 22, 2010**

In an Office Action dated April 22, 2010, the Examining Attorney preliminarily refused registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d), citing Reg. No. 3,676,523 for the mark VENOM for use in connection with “Ski and snowboard wear, namely, jackets, pants, insulated jackets, insulated pants, one piece insulated suits, fleece tops, fleece jackets, sweaters, fleece pants, shirts, t-shirts, gloves, hats, caps, hoods, mittens, sweatshirts, waterproof and water repellent jackets and pants” in International Class 25.

The Examining Attorney also refused registration based on the alleged indefinite nature of the description of services. Based on the following analysis, Applicant respectfully requests the Examining Attorney withdraw his refusal and pass Applicant’s mark to publication.

### **AMENDMENTS**

Applicant amends the identification of goods in International Class 25 to read as follows:

"Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; Sport shoes, especially for the practice of martial arts"

### **REMARKS**

## I. Identification of Goods in Class 25

The Examining attorney rejected the identification of goods and services in International Class 25 as indefinite. The applicant has thus amended the goods and services as follows:

~~Clothing~~ Martial arts and boxing clothes, namely, ~~fightsports and boxing clothes, namely, t-shirts, fightsports,~~ martial arts uniforms, shorts, kimonos; ~~headgear, namely, hats, caps; shirts; belts as clothing; gloves as clothing;~~ Sport shoes, especially for the practice of ~~fightsports~~ martial arts

The revised description adopts the language proposed by the Examining Attorney, and further narrows the scope of the identified goods. Accordingly, it is respectfully submitted that the identification of goods and services in Class 25 should be accepted as amended.

## II. THERE IS NO LIKELIHOOD OF CONFUSION WITH REGISTRATION NO. 3,676,523

Applicant respectfully submits that Applicant's VENUM (plus design) mark is not likely to cause confusion with the cited registration for VENOM because both marks are specifically and narrowly directed to clothing used in connection with the entirely unrelated sports of skiing and martial arts respectively, especially when cited mark coexists with a number of registered VENOM-formative marks for other sporting goods. Given the different natures of the goods, the different sets of interests that these sports appeal to, and the different channels of trade, the marks are sufficiently distinct to make confusion unlikely.

In determining whether a likelihood of confusion exists, each case must be decided on the basis of all relevant factors, including the goods and services in question and the marketing environment in which consumers normally encounter them. *In re Bigelow, Inc.*, 199 USPQ 38, 40 (TTAB 1978). Even where similar marks are applied to goods used in a common industry, the Trademark Trial and Appeal Board has not hesitated to find an absence of likelihood of confusion where goods differ or where there is no evidence that the respective goods would be encountered by the same consumers. *In re Fesco, Inc.*, 219 USPQ 437 (TTAB 1983) (FESCO for farm equipment distributorships not likely to be confused with FESCO for fertilizer and processing equipment). Furthermore, products which perform different functions, even if used next to each other or together, are not necessarily in competition such that confusion is likely. *Life Technologies, Inc. v. Gibbco Scientific, Inc.*, 826 F.2d 775, 776 (8th Cir. 1987) (No confusion between GIBCO for micro-biological and tissue culture products and GIBBCO for blood

chemistry analyzers).

**A. The Goods Are Sufficiently Distinct to Avoid Confusion in the Marketplace**

As amended, Applicant's goods are limited to clothing used in connection with a particular sport, namely martial arts. Likewise, registrant's goods are narrowly constrained to clothing used in connection with the entirely different sport of skiing. Average consumers do not ordinarily associate these sports with one another, and indeed would not expect that a company offering a line of skiwear would also be selling martial arts kimonos, or vice versa.

The differences between the sports of skiing and martial arts translate into significant differences in the nature and function of the actual goods in question. Skiing is an outdoor winter sport where the purpose and function of the clothing is to protect the wearer from the cold and other weather conditions. In contrast, martial arts is an indoor sport not associated with any particular season, where the objective of Applicant's goods is to survive the wear and tear inherent in the sport while keeping the wearer cool. Given these different purposes and functions, there is no risk that a consumer would accidentally select Applicant's goods believing them appropriate for the ski slopes, or select the registered mark's goods believing them appropriate for the octagon.

Moreover, the sports of skiing and martial arts appeal to entirely different sets of interests, and thus the markets and audiences for the goods associated therewith are entirely distinct. Sport is a very broad category that encompasses many different types of activities that speak to widely varied interests.

Because of this, even identical marks are allowed to coexist for sporting goods associated with different sports. Indeed, the VENOM mark itself is widely used in the sporting goods industry, and is registered by different parties in connection with the sports of baseball, cycling, billiards, and sport shooting. *See Ex. A* (collecting registrations for VENOM for use in connection with baseball bats, bicycles, billiard cues, and rifle scopes).

The market for skiing, for example, is individuals who are interested winter sports, the outdoors, and the rush of going downhill fast, among others. None of those interests, however, overlap with the interests served by the martial arts, which speak to an enjoyment of physical confrontation, and mastering the techniques of defeating an opponent in hand-to-hand combat. Indeed, the interests served by skiing are far more similar to cycling — in which the cited mark coexists with Reg. No. 3,000,634 covering VENOM for bicycles — than it does with the martial arts. *See Ex. A*. With such vastly different interests served

by these sports, the skiing and martial arts industries are not related in any meaningful manner, and thus, given the different markets for Applicant's and Registrant's goods, confusion is unlikely.

In addition, because of the different interests served by the skiing and martial arts industries, average consumers do not associate these sports with one another, and thus would not expect a common source of origin even were they to encounter a similar trademark.<sup>[1]</sup> Moreover, the *Cambridge Rubber Co. v. Cluett, Peabody & Co.*, 286 F.2d 623 (C.C.P.A. 1961) line of cases are not applicable, as none of these cases involve specialty clothing intended for use with a particular sport. Each of the cases cited by the examiner involve general, everyday clothing items such as shoes, shirts, pants, and underwear, which are found related regardless of whether they are marketed to men, women, or children. This holding makes sense in the context of everyday clothing items, where the general industry practice is for one company to offer lines of clothing for men, women, and children. The same logic, however, cannot be extended to specialty clothing, where there is no common industry practice to serve both the martial arts and skiwear markets. Indeed, extending this line of cases to cover skiwear and martial arts clothing is tantamount to holding that every good in International Class 25 is related to every other good in the class, which would stretch the reasoning of these cases well past its breaking point.

#### **B. The Differing Channels of Trade Also Make Confusion Unlikely**

In addition to the differences between the goods themselves, Applicant's goods do not generally travel through the same channels of trade as skiwear, thus making confusion even more unlikely.

Applicant's goods are most commonly sold through specialized stores which cater exclusively to the fight sports and martial arts markets. *See* Ex. B. These stores do not offer skiwear and are not likely to be encountered by consumers seeking out skiwear. *See e.g.*, Ex. C, [www.fightrack.com](http://www.fightrack.com). Thus, most consumers who encounter Applicant's mark will do so at these specialty stores, where confusion is highly unlikely.

Moreover, to the extent that Applicant's goods may be available at the department store-like sporting goods stores, such as Sports Authority or Dicks Sporting Goods, they will be in different departments, and thus are unlikely to be encountered by the same consumers. *See Recot Inc. v. M.C. Becton*, 214 F.3d 1322, 1330 (Fed. Cir. 2000) ("the law is that products should not be deemed related simply because they are sold in the same kind of establishments" such as a supermarket or department store). Also, consumers at these stores are readily able to distinguish between VENOM marks in different departments, as they will very likely also encounter VENOM baseball bats (Reg. No. 2,969,824), VENOM bicycles (Reg. No.

3,000,634), VENOM billiard cues (Reg. No. 3,577,338), and VENOM rifle scopes (Reg. No. 3,858,110).

*See Ex. A.*

**C. Given the Different Goods, the Marks Are Sufficiently Distinct to Render Confusion Unlikely**

As discussed above, the goods claimed by Applicant are significantly different from those in the cited registration. Given these differences and the number of VENOM-formative marks associated with sporting goods, the marks in question are sufficiently different to make confusion unlikely in the marketplace.

Visually, the marks are readily distinguishable by the prominent design element and novel spelling of Applicant's VENUM mark. Ordinary consumers, who (as discussed above) are unlikely to associate skiwear with martial arts clothing in the first place, will readily pick up on these differences to distinguish Applicant's goods from the pack of other VENUM formative sporting goods marks. Thus, the clear differences in the marks will avoid any possibility of confusion in the crowded marketplace.

Moreover, because of the limited goods claimed in connection with both marks, and the number of other VENOM-formative marks, consumers who encounter the marks aurally will likely do so in a context that makes the goods and their origin plain. For example, if they hear a radio advertisement for a VENUM kimono, there will be no confusion as to whose products are being advertised. Thus, the marks are distinct enough to avoid confusion when used in connection with the widely different goods claimed in connection with these marks.

**I. CONCLUSION**

The cited VENOM mark for skiwear coexists in the marketplace with a number of VENOM branded sporting goods, and thus there is no reason to suspect that the use of Applicant's VENUM (plus design) mark for the totally unrelated sports of martial arts and boxing will cause confusion if registered. This is especially true, given that the clothing items in question are significantly different and the sports themselves appeal to an entirely different audiences with greatly different interests. Thus, Applicant respectfully requests that the pending office action be withdrawn and that its application be allowed to proceed to publication.

---

[1] Applicant notes that the third party registrations cited by the examiner do not prove that the alleged overlap between skiwear and martial arts clothing is so pervasive that ordinary consumers will presume

both emanate from a common source. First and foremost, Registration No. 3,223,416 for DJ DERTY JERSEY is suspect given the fact that it is owned by an individual and claims a laundry list of goods including everything from hockey pants to baby bibs, and yet whose products do not appear to be available for sale via any online retailer.

For the remaining registrations, the fact they only include “ski gloves” and do not include the other skiwear goods one would expect, such as ski pants, parkas, and the like, tends to suggest that the registrant doesn’t really deal in skiwear. In any event, three registrations that mention gloves in passing is hardly sufficient evidence from which to conclude that consumers ordinarily presume skiwear and martial arts clothing emanate from a common source, especially where there is no evidence of record of any company actually selling both a line of skiwear and martial arts clothing.

## **EVIDENCE**

Evidence in the nature of Exhibit A - USPTO trademark registration records. Exhibit B - Screenshot of applicant's website. Exhibit C - Screenshot of website. has been attached.

### **Original PDF file:**

[evi\\_64140207110-120216982\\_exhibit\\_a\\_final.pdf](#)

**Converted PDF file(s)** (13 pages)

[Evidence-1](#)

[Evidence-2](#)

[Evidence-3](#)

[Evidence-4](#)

[Evidence-5](#)

[Evidence-6](#)

[Evidence-7](#)

[Evidence-8](#)

[Evidence-9](#)

[Evidence-10](#)

[Evidence-11](#)

[Evidence-12](#)

[Evidence-13](#)

### **Original PDF file:**

[evi\\_64140207110-120216982\\_exhibit\\_b\\_final.pdf](#)

**Converted PDF file(s)** (7 pages)

[Evidence-1](#)

[Evidence-2](#)

[Evidence-3](#)

[Evidence-4](#)

[Evidence-5](#)

[Evidence-6](#)

[Evidence-7](#)

### **Original PDF file:**

[evi\\_64140207110-120216982\\_exhibit\\_c\\_final.pdf](#)

**Converted PDF file(s)** (7 pages)

[Evidence-1](#)

[Evidence-2](#)

[Evidence-3](#)

[Evidence-4](#)

[Evidence-5](#)

[Evidence-6](#)

[Evidence-7](#)

## CLASSIFICATION AND LISTING OF GOODS/SERVICES

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 025 for Clothing, namely, fightsports and boxing clothes, namely, t-shirts, fightsports, shorts, kimonos; headgear, namely, hats, caps; shirts; belts as clothing; gloves as clothing; sport shoes, especially for the practice of fightsports

Original Filing Basis:

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

### Proposed:

**Tracked Text Description:** ~~Clothing, namely, fightsports and boxing clothes, namely, t-shirts, fightsports, shorts, kimonos;~~ Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; ~~headgear, namely, hats, caps;~~ Sport shoes, especially for the practice of martial arts; ~~shirts; belts as clothing; gloves as clothing; sport shoes, especially for the practice of fightsports~~

Class 025 for Martial arts and boxing clothes, namely, martial arts uniforms, shorts, kimonos; Sport shoes, especially for the practice of martial arts

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

## SIGNATURE(S)

### Request for Reconsideration Signature

Signature: /asilverstein/ Date: 10/22/2010

Signatory's Name: Aaron Silverstein

Signatory's Position: Attorney of record, Massachusetts bar member

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79063381

Internet Transmission Date: Fri Oct 22 12:52:42 EDT 2010

TEAS Stamp: USPTO/RFR-64.140.207.110-201010221252423

57077-79063381-470c4742aec2e8cee7bb2d04b

c7ed45a-N/A-N/A-20101022120216982121

**EXHIBIT A**

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2010-10-21 16:48:09 ET

Serial Number: 78241340 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2969824

Mark (words only): VENOM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2003-04-23

Transformed into a National Application: No

Registration Date: 2005-07-19

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-07-19

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Nike, Inc.

**Address:**

Nike, Inc.  
One Bowerman Drive  
Beaverton, OR 970056453  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Oregon  
**Phone Number:** 503-671-6453  
**Fax Number:** 503-671-5777

---

**GOODS AND/OR SERVICES**

---

**International Class:** 028  
**Class Status:** Active  
Sports equipment, namely baseball and softball bats  
**Basis:** 1(a)  
**First Use Date:** 2002-01-09  
**First Use in Commerce Date:** 2002-01-09

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2010-10-15 - Attorney Revoked And/Or Appointed  
2010-10-15 - TEAS Revoke/Appoint Attorney Received  
2009-06-23 - Attorney Revoked And/Or Appointed  
2009-06-23 - TEAS Revoke/Appoint Attorney Received  
2008-09-26 - TEAS Change Of Correspondence Received  
2008-08-27 - Attorney Revoked And/Or Appointed  
2008-08-27 - TEAS Revoke/Appoint Attorney Received  
2005-07-19 - Registered - Principal Register  
2005-04-26 - Published for opposition  
2005-04-06 - Notice of publication  
2005-02-08 - Law Office Publication Review Completed  
2005-01-28 - Assigned To LIE  
2005-01-27 - Approved for Pub - Principal Register (Initial exam)  
2004-08-18 - Report Completed Suspension Check Case Still Suspended  
2004-03-04 - Letter of suspension mailed  
2004-01-30 - Communication received from applicant

2004-01-30 - TEAS Response to Office Action Received

2003-10-03 - Non-final action mailed

2003-09-30 - Assigned To Examiner

2003-05-27 - Communication received from applicant

2003-06-12 - Case File In TICRS

2003-05-27 - TEAS Voluntary Amendment Received

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Jaime M. Lemons, Stephanie J. Vardavas

**Correspondent**

Jaime M. Lemons, Stephanie J. Vardavas

Nike, Inc.

One Bowerman Drive, DF-4

Beaverton OR 97005

Phone Number: 503-671-6453

Fax Number: 503-646-6926

---

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2010-10-21 16:48:37 ET

Serial Number: 78228636 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3000634

Mark (words only): VENOM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-09-27

Filing Date: 2003-03-21

Transformed into a National Application: No

Registration Date: 2005-09-27

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-09-27

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. Raleigh America, Inc.

**Address:**

Raleigh America, Inc.  
22710 - 72nd Avenue South  
Kent, WA 98032  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

---

**GOODS AND/OR SERVICES**

---

**International Class:** 012

**Class Status:** Active

Bicycles

**Basis:** 1(a)

**First Use Date:** 1996-06-01

**First Use in Commerce Date:** 1996-06-01

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2005-09-27 - Registered - Principal Register

2005-07-05 - Published for opposition

2005-06-15 - Notice of publication

2005-03-28 - Law Office Publication Review Completed

2005-03-25 - Assigned To LIE

2005-03-19 - Approved for Pub - Principal Register (Initial exam)

2005-03-17 - Teas/Email Correspondence Entered

2005-03-11 - Communication received from applicant

2005-03-11 - TEAS Response to Office Action Received

2005-01-04 - Final refusal e-mailed

2005-01-04 - Final Refusal Written

2004-11-23 - Petition To Revive-Granted

2004-07-14 - Petition To Revive-Received

2004-07-09 - PAPER RECEIVED

2004-05-11 - Abandonment - Failure To Respond Or Late Response

2003-09-11 - Non-final action e-mailed

2003-09-11 - Assigned To Examiner

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

Bruce T. Goto

RIDDELL WILLIAMS P

1001 4TH AVE STE 4500

SEATTLE WA 98154-1192

---

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2010-10-21 16:48:59 ET

Serial Number: 77289738 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3577338

Mark

VENOM

(words only): VENOM

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2009-02-17

Filing Date: 2007-09-26

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2009-02-17

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2009-01-14

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. CLAWSON CUSTOM CUES, INC

Address:

CLAWSON CUSTOM CUES, INC  
5055-5 ST AUGUSTINE RD  
JACKSONVILLE, FL 32207  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Florida  
**Phone Number:** 904-448-8748  
**Fax Number:** 904-448-9151

---

**GOODS AND/OR SERVICES**

---

**International Class:** 028  
**Class Status:** Active  
Billiard cues  
**Basis:** 1(a)  
**First Use Date:** 2007-10-24  
**First Use in Commerce Date:** 2007-10-24

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2009-02-17 - Registered - Principal Register  
2009-01-14 - Law Office Registration Review Completed  
2009-01-12 - Allowed for Registration - Principal Register (SOU accepted)  
2008-12-12 - Statement Of Use Processing Complete  
2008-12-02 - Use Amendment Filed  
2008-12-10 - Case Assigned To Intent To Use Paralegal  
2008-12-02 - TEAS Statement of Use Received  
2008-12-01 - TEAS Change Of Correspondence Received  
2008-06-03 - NOA Mailed - SOU Required From Applicant  
2008-03-11 - Published for opposition

2008-02-20 - Notice of publication  
2008-02-04 - Law Office Publication Review Completed  
2008-02-04 - Assigned To LIE  
2007-12-26 - Approved For Pub - Principal Register  
2007-12-26 - Assigned To Examiner  
2007-10-01 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

CLAWSON CUSTOM CUES INC.  
11764 Marco Beach Drive  
Jacksonville FL 32224-7684  
Phone Number: 904-448-8748  
Fax Number: 904-448-9151

---

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2010-10-21 16:49:13 ET

Serial Number: 77839565 [Assignment Information](#)      [Trademark Document Retrieval](#)

Registration Number: 3858110

Mark

**VENOM**

(words only): VENOM

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2010-10-05

Filing Date: 2009-10-01

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2010-10-05

Register: Principal

Law Office Assigned: LAW OFFICE 109

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2010-08-30

---

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. [Sheltered Wings, Inc.](#)

Address:

Sheltered Wings, Inc.  
2120 West Greenview Drive, Suite Four  
Middletown, WI 53562  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Wisconsin

---

**GOODS AND/OR SERVICES**

---

**International Class:** 009  
**Class Status:** Active  
Riflescopes  
**Basis:** 1(a)  
**First Use Date:** 2010-05-00  
**First Use in Commerce Date:** 2010-05-00

---

**ADDITIONAL INFORMATION**

---

(NOT AVAILABLE)

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

---

**PROSECUTION HISTORY**

---

**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2010-10-05 - Registered - Principal Register  
2010-08-31 - Notice Of Acceptance Of Statement Of Use E-Mailed  
2010-08-30 - Law Office Registration Review Completed  
2010-08-30 - Assigned To LIE  
2010-08-16 - Allowed for Registration - Principal Register (SOU accepted)  
2010-07-19 - Statement Of Use Processing Complete  
2010-06-22 - Use Amendment Filed  
2010-07-19 - Case Assigned To Intent To Use Paralegal  
2010-06-22 - TEAS Statement of Use Received  
2010-05-04 - NOA Mailed - SOU Required From Applicant  
2010-02-09 - Notice Of Publication E-Mailed

2010-02-09 - Published for opposition  
2010-01-07 - Law Office Publication Review Completed  
2010-01-07 - Assigned To LIE  
2009-12-16 - Approved For Pub - Principal Register  
2009-12-16 - Assigned To Examiner  
2009-10-08 - New Application Office Supplied Data Entered In Tram  
2009-10-05 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Angela V. Langlotz

**Correspondent**

ANGELA V. LANGLOTZ  
LANGLOTZ PATENT & TRADEMARK WORKS, INC.  
PO BOX 96503#37585  
WASHINGTON, DC 20090  
Phone Number: 866-280-5242  
Fax Number: 866-280-5242

---

**EXHIBIT B**













**EXHIBIT C**



CUSTOMER SERVICE  
PLEASE E-MAIL  
[INFO@FIGHTRACK.COM](mailto:INFO@FIGHTRACK.COM)

[HOME](#)
[FIGHTERS](#)
[BRANDS](#)
[VIEW CART](#)
[FAQ's](#)
[ABOUT US](#)
[CONTACT](#)

PRODUCTS

Punishment Athletics



SPRAWL



Clinch Gear



**FAST SHIPPING!**

APO/FPO AVAILABLE

Tapout



Full Contact Fighter



Warrior Intl.



**WE SHIP INTERNATIONAL**

Venum

UFC

Combat Sports Intl.

- MEN'S CLOTHING
- WOMEN'S CLOTHING
- YOUTH CLOTHING
- MMA GEAR & EQUIPMENT
- MMA MERCHANDISE
- SALE ITEMS
- SHOP BY PRICE
- SHOP BY SIZE
- SEARCH
- CHUTE BOXE
- CIVIL SPORT
- CLINCH GEAR
- COMBAT SPORTS INTL.
- CROCOP
- DEATH CLUTCH
- FULL CONTACT FIGHTER
- KING OF THE CAGE
- OUANO
- PUNISHMENT ATHLETICS
- SPRAWL
- TAPOUT
- TEAM QUEST
- UFC



**VENUM**

**WARRIOR INTL.**

[CHUTE BOXE](#) [CIVIL SPORT](#) [CLINCH GEAR](#) [COMBAT SPORTS INTL.](#) [CROCOP](#) [DEATH CLUTCH](#) [FULL CONTACT FIGHTER](#) [KING OF THE CAGE](#) [OUANO](#) [PUNISHMENT](#)  
[ATHLETICS](#) [SPRAWL](#) [TAPOUT](#) [TEAM QUEST](#) [UFC](#) [VENUM](#) [WARRIOR INTL.](#)  
[LINKS](#) [SHIPPING](#) [PRIVACY POLICY](#) [SITEMAP](#)

COPYRIGHT © 2006-2010 FIGHTRACK INC. ALL RIGHTS RESERVED.



CUSTOMER SERVICE  
PLEASE E-MAIL  
INFO@FIGHTRACK.COM

[HOME](#)
[FIGHTERS](#)
[BRANDS](#)
[VIEW CART](#)
[FAQ's](#)
[ABOUT US](#)
[CONTACT](#)

PRODUCTS

[Email to a Friend](#) | [Bookmark this page](#)

## About Us

FightRack.com is the online retail store of FightRack, Inc. and is run by Bob & Erin Maloney of San Jose, Ca.

FightRack.com was designed to fill the need of a one-stop shop for value-priced MMA and MMA-related Apparel and Accessories with fast, efficient and reliable shipping provided at a low cost to you.

We hope our products and your love of the sport of Mixed Martial Arts will help expand the growth of this great sport.

We at FightRack hope you find much value with your purchase and hope you come back and use FightRack.com whenever addressing your MMA Apparel or Accessory needs.

**FAST SHIPPING!**

APO/FPO AVAILABLE

**WE SHIP INTERNATIONAL**

- MEN'S CLOTHING**
- WOMEN'S CLOTHING**
- YOUTH CLOTHING**
- MMA GEAR & EQUIPMENT**
- MMA MERCHANDISE**
- SALE ITEMS**
- SHOP BY PRICE**
- SHOP BY SIZE**
- SEARCH**
- CHUTE BOXE**
- CIVIL SPORT**
- CLINCH GEAR**
- COMBAT SPORTS INTL.**
- CROCOP**
- DEATH CLUTCH**
- FULL CONTACT FIGHTER**
- KING OF THE CAGE**
- OUANO**
- PUNISHMENT ATHLETICS**
- SPRAWL**
- TAPOUT**
- TEAM QUEST**
- UFC**



**VENUM**

**WARRIOR INTL.**

[CHUTE BOXE](#) [CIVIL SPORT](#) [CLINCH GEAR](#) [COMBAT SPORTS INTL.](#) [CROCOP](#) [DEATH CLUTCH](#) [FULL CONTACT FIGHTER](#) [KING OF THE CAGE](#) [OUANO](#) [PUNISHMENT](#)  
[ATHLETICS](#) [SPRAWL](#) [TAPOUT](#) [TEAM QUEST](#) [UFC](#) [VENUM](#) [WARRIOR INTL.](#)  
[LINKS](#) [SHIPPING](#) [PRIVACY POLICY](#) [SITEMAP](#)

COPYRIGHT © 2006-2010 FIGHTRACK INC. ALL RIGHTS RESERVED.

**EXHIBIT B**



## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [Browse Dict](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [IMAGE LIST](#) | [BOTTOM](#)

[HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At:  OR [Jump](#) to record:

**88 Records(s) found (This page: 1 ~ 50)**

Refine Search  [Submit](#)

Current Search: **(live)[LD] AND (venom)[COMB]** docs: 88 occ: 279

|    | Serial Number | Reg. Number | Word Mark             | Check Status | Live/Dead |
|----|---------------|-------------|-----------------------|--------------|-----------|
| 1  | 86056047      |             | BLACK VENOM           | TSDR         | LIVE      |
| 2  | 86050687      |             | VENOM OUTDOOR.COM     | TSDR         | LIVE      |
| 3  | 86011630      |             | VENOM                 | TSDR         | LIVE      |
| 4  | 86010666      |             | VENOM                 | TSDR         | LIVE      |
| 5  | 86008738      |             | VENOM LIFT            | TSDR         | LIVE      |
| 6  | 85742835      |             | MUSCLE VENOM          | TSDR         | LIVE      |
| 7  | 85952690      |             | VENOM                 | TSDR         | LIVE      |
| 8  | 85809997      |             | VENOM                 | TSDR         | LIVE      |
| 9  | 85897638      |             | VENOM                 | TSDR         | LIVE      |
| 10 | 85931715      |             | VENOM                 | TSDR         | LIVE      |
| 11 | 85902917      | 4392397     | VENOM                 | TSDR         | LIVE      |
| 12 | 85902609      | 4392396     | VENOM STEEL           | TSDR         | LIVE      |
| 13 | 85527287      |             | VENOM                 | TSDR         | LIVE      |
| 14 | 85906550      |             | BLACKVENOM PRODUCTS   | TSDR         | LIVE      |
| 15 | 85714670      | 4371133     | RODIAL BEE VENOM      | TSDR         | LIVE      |
| 16 | 85789658      | 4368241     | VENOM TACTICAL        | TSDR         | LIVE      |
| 17 | 85696163      |             | MERCHANT OF VENOM     | TSDR         | LIVE      |
| 18 | 85489798      | 4354817     | VIPER VENOM           | TSDR         | LIVE      |
| 19 | 85329461      | 4356154     | VENOM 1000 TWIN TURBO | TSDR         | LIVE      |
| 20 | 85849126      |             | LEMON VENOM           | TSDR         | LIVE      |
| 21 | 85904927      |             | HYPERVENOM            | TSDR         | LIVE      |
| 22 | 85535608      | 4314403     | VENUM                 | TSDR         | LIVE      |

|    |          |         |   |      |      |
|----|----------|---------|---|------|------|
| 23 | 85581072 |         | SUPER VENOM                                     | TSDR | LIVE |
| 24 | 85362406 | 4121033 | VENOM DATA                                      | TSDR | LIVE |
| 25 | 85620443 |         | VENOM CHOPPERS                                  | TSDR | LIVE |
| 26 | 85493611 | 4183313 | VINNY VENOM                                     | TSDR | LIVE |
| 27 | 85450835 | 4160703 | VENOM   | TSDR | LIVE |
| 28 | 85636028 |         | VENOM   | TSDR | LIVE |
| 29 | 85264233 | 4134124 | VENOM INDUSTRIES, LLC<br>WWW.VENOMINDUSTRIES.US | TSDR | LIVE |
| 30 | 85281475 | 4045206 | VENOM   | TSDR | LIVE |
| 31 | 85081392 | 4003775 | VENOM   | TSDR | LIVE |
| 32 | 79090846 | 4017907 | VENUM   | TSDR | LIVE |
| 33 | 79975084 | 3896673 | VENUM   | TSDR | LIVE |
| 34 | 79063381 | 3927787 | VENUM   | TSDR | LIVE |
| 35 | 78934934 | 3233490 | SPYDER VENOM                                    | TSDR | LIVE |
| 36 | 78934908 | 3676523 | VENOM   | TSDR | LIVE |
| 37 | 78693005 | 3295058 | VENOM SST                                       | TSDR | LIVE |
| 38 | 78948240 | 3272350 | S VENOM   | TSDR | LIVE |
| 39 | 78952660 | 3905822 | VENOM   | TSDR | LIVE |
| 40 | 78865173 | 3227470 | VENOM LIVE                                      | TSDR | LIVE |
| 41 | 78595625 | 3066058 | VENOM POWER                                     | TSDR | LIVE |
| 42 | 78963426 | 3405576 | VENOM-X   | TSDR | LIVE |
| 43 | 78743891 | 3299491 | VENOM   | TSDR | LIVE |
| 44 | 78713614 | 3274379 | VENEM   | TSDR | LIVE |
| 45 | 78241340 | 2969824 | VENOM   | TSDR | LIVE |
| 46 | 78185027 | 2978387 | VENOM   | TSDR | LIVE |
| 47 | 78346022 | 2917378 | VENOM FLASH                                     | TSDR | LIVE |
| 48 | 78346021 | 2917377 | VENOM GLOSS                                     | TSDR | LIVE |
| 49 | 78308032 | 3016188 | VENOM   | TSDR | LIVE |
| 50 | 78301080 | 2950242 | VENOM   | TSDR | LIVE |

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[IMAGE LIST](#)
[TOP](#)

[HELP](#)

[HOME](#) | 
 [SITE INDEX](#) | 
 [SEARCH](#) | 
 [eBUSINESS](#) | 
 [HELP](#) | 
 [PRIVACY POLICY](#)



## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [Browse Dict](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [IMAGE LIST](#) | [BOTTOM](#)

[HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

List At:  OR  to record:

**88 Records(s) found (This page: 51 ~ 88)**

Refine Search

Current Search: **(live)[LD] AND (venom)[COMB]** docs: 88 occ: 279

|    | Serial Number            | Reg. Number | Word Mark         | Check Status | Live/Dead |
|----|--------------------------|-------------|-------------------|--------------|-----------|
| 51 | <a href="#">78223174</a> | 2887768     | VENOM             | TSDR         | LIVE      |
| 52 | <a href="#">77506119</a> | 3620754     | VENOM             | TSDR         | LIVE      |
| 53 | <a href="#">77886107</a> | 3868624     | VENOM             | TSDR         | LIVE      |
| 54 | <a href="#">77786207</a> | 3742477     | VENOM BITE        | TSDR         | LIVE      |
| 55 | <a href="#">77630369</a> | 3998588     | VENOM GT          | TSDR         | LIVE      |
| 56 | <a href="#">77630364</a> | 3998587     | VENOM GT          | TSDR         | LIVE      |
| 57 | <a href="#">77630353</a> | 3998585     | VENOM GT          | TSDR         | LIVE      |
| 58 | <a href="#">77752168</a> | 4045855     | VENOM             | TSDR         | LIVE      |
| 59 | <a href="#">77956478</a> | 3949046     | VENOM VIXEN V V   | TSDR         | LIVE      |
| 60 | <a href="#">77938691</a> | 3856223     | VIPER VENOM FUELS | TSDR         | LIVE      |
| 61 | <a href="#">77839565</a> | 3858110     | VENOM             | TSDR         | LIVE      |
| 62 | <a href="#">77696434</a> | 3797145     | INVICTA VENOM     | TSDR         | LIVE      |
| 63 | <a href="#">77690159</a> | 3762404     | VENOM LACROSSE    | TSDR         | LIVE      |
| 64 | <a href="#">77509696</a> | 3786627     | VENOM VODKA       | TSDR         | LIVE      |
| 65 | <a href="#">77290965</a> | 3562141     | INNOVENOM         | TSDR         | LIVE      |
| 66 | <a href="#">77340803</a> | 3795390     | VENOM             | TSDR         | LIVE      |
| 67 | <a href="#">77480461</a> | 3951214     | VENOM             | TSDR         | LIVE      |
| 68 | <a href="#">77472329</a> | 3553718     | VENOM             | TSDR         | LIVE      |
| 69 | <a href="#">77424960</a> | 3608291     | VENENO MUSICAL    | TSDR         | LIVE      |
| 70 | <a href="#">77316517</a> | 3475399     | VENOMGIRLS        | TSDR         | LIVE      |
| 71 | <a href="#">77313774</a> | 3453287     | VENOMGIRLS.COM    | TSDR         | LIVE      |
| 72 | <a href="#">77289738</a> | 3577338     | VENOM             | TSDR         | LIVE      |
| 73 | <a href="#">77274013</a> | 3613212     | VINUM             | TSDR         | LIVE      |

|    |          |         |                                    |      |      |
|----|----------|---------|------------------------------------|------|------|
| 74 | 76408050 | 3298425 | VELENO                             | TSDR | LIVE |
| 75 | 76714859 |         | SIMPLY VENOM                       | TSDR | LIVE |
| 76 | 76403294 | 2894158 | VELENO                             | TSDR | LIVE |
| 77 | 76557789 | 3248777 | VENOM RACING                       | TSDR | LIVE |
| 78 | 76314961 | 2829005 | VENOM PALE ALE                     | TSDR | LIVE |
| 79 | 76206615 | 2592852 | VENOM                              | TSDR | LIVE |
| 80 | 76497440 | 2949108 | VENOM FIREWORKS VENOMFIREWORKS.COM | TSDR | LIVE |
| 81 | 76672389 | 3543977 | VENOM                              | TSDR | LIVE |
| 82 | 75923302 | 2528428 | LIP VENOM                          | TSDR | LIVE |
| 83 | 75763623 | 2404885 | VENOM                              | TSDR | LIVE |
| 84 | 75511132 | 2414998 | VENOM                              | TSDR | LIVE |
| 85 | 75123093 | 2117538 | VENOM                              | TSDR | LIVE |
| 86 | 74315335 | 1846272 | VENOM                              | TSDR | LIVE |
| 87 | 74268250 | 1844354 | VENOM                              | TSDR | LIVE |
| 88 | 73655980 | 1466301 | SUPER VENOM                        | TSDR | LIVE |

[TESS HOME](#)[NEW USER](#)[STRUCTURED](#)[FREE FORM](#)[BROWSE DICT](#)[SEARCH OG](#)[PREV LIST](#)[NEXT LIST](#)[IMAGE LIST](#)[TOP](#)[HELP](#)

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OIG](#) | [BOTTOM](#) | [HELP](#) | [PREV LIST](#) | [CURR LIST](#)  
[NEXT LIST](#) | [FIRST DOC](#) | [PREV DOC](#) | [NEXT DOC](#) | [LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At: 

OR

to record: 

Record 6 out of 9




*( Use the "Back" button of the Internet Browser to return to TESS)*

# VENUM ENTERTAINMENT

|                                    |  |
|------------------------------------|--|
| <b>Word Mark</b>                   | VENUM ENTERTAINMENT  |
| <b>Goods and Services</b>          | IC 041. US 100 101 107. G & S: Entertainment in the nature of dance performances. FIRST USE: 20060720. FIRST USE IN COMMERCE: 20060720 |
| <b>Standard Characters Claimed</b> |  |
| <b>Mark Drawing Code</b>           | (4) STANDARD CHARACTER MARK  |
| <b>Serial Number</b>               | 78927571   |
| <b>Filing Date</b>                 | July 12, 2006  |
| <b>Current Basis</b>               | 1A   |
| <b>Original Filing Basis</b>       | 1B   |
| <b>Published for Opposition</b>    | February 27, 2007  |
| <b>Registration Number</b>         | 3295728  |
| <b>Registration Date</b>           | September 18, 2007   |
| <b>Owner</b>                       | (REGISTRANT) Burgos, Jaime III INDIVIDUAL UNITED STATES Apt. 9 14322 Valerio Street Van Nuys CALIFORNIA 91405                          |
| <b>Attorney of Record</b>          | Mark G Falkin  |

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ENTERTAINMENT" APART FROM THE MARK AS SHOWN

**Type of Mark** SERVICE MARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

- 
- [TESS HOME](#)
  - [NEW USER](#)
  - [STRUCTURED](#)
  - [FREE FORM](#)
  - [BROWSE DICT](#)
  - [SEARCH OG](#)
  - [TOP](#)
  - [HELP](#)
  - [PREV LIST](#)
  - [CURR LIST](#)
  - [NEXT LIST](#)
  - [FIRST DOC](#)
  - [PREV DOC](#)
  - [NEXT DOC](#)
  - [LAST DOC](#)

- 
- [HOME](#)
  - [SITE INDEX](#)
  - [SEARCH](#)
  - [eBUSINESS](#)
  - [HELP](#)
  - [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[BOTTOM](#)
[HELP](#)
[PREV LIST](#)
[CURR LIST](#)

[NEXT LIST](#)
[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
[LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At:  OR  to record:  **Record 1 out of 9**

[TSDR](#)
[ASSIGN Status](#)
[TTAB Status](#)
*( Use the "Back" button of the Internet Browser to return to TESS)*

# VENUM

|                                    |  |
|------------------------------------|--|
| <b>Word Mark</b>                   | VENUM  |
| <b>Goods and Services</b>          | IC 010. US 026 039 044. G & S: spinal braces for medical use. FIRST USE: 20121008. FIRST USE IN COMMERCE: 20121008 |
| <b>Standard Characters Claimed</b> |  |
| <b>Mark Drawing Code</b>           | (4) STANDARD CHARACTER MARK  |
| <b>Serial Number</b>               | 85535608   |
| <b>Filing Date</b>                 | February 7, 2012   |
| <b>Current Basis</b>               | 1A   |
| <b>Original Filing Basis</b>       | 1B   |
| <b>Published for Opposition</b>    | July 17, 2012  |
| <b>Registration Number</b>         | 4314403  |
| <b>Registration Date</b>           | April 2, 2013  |
| <b>Owner</b>                       | (REGISTRANT) OPTEC USA, INC. CORPORATION GEORGIA 975 Progress Circle Lawrenceville GEORGIA 30043                   |
| <b>Attorney of Record</b>          | Arthur A. Gardner  |
| <b>Type of Mark</b>                | TRADEMARK  |
| <b>Register</b>                    | PRINCIPAL  |
| <b>Live/Dead Indicator</b>         | LIVE   |

|           |           |            |           |             |           |     |      |           |           |
|-----------|-----------|------------|-----------|-------------|-----------|-----|------|-----------|-----------|
| TESS HOME | NEW USER  | STRUCTURED | FREE FORM | BROWSE DICT | SEARCH OG | TOP | HELP | PREV LIST | CURR LIST |
| NEXT LIST | FIRST DOC | PREV DOC   | NEXT DOC  | LAST DOC    |           |     |      |           |           |

---

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[BOTTOM](#)
[HELP](#)
[PREV LIST](#)
[CURR LIST](#)

[NEXT LIST](#)
[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
[LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At:  OR  to record:  **Record 21 out of 88**

[TSDR](#)
[ASSIGN Status](#)
[TTAB Status](#)
*( Use the "Back" button of the Internet Browser to return to TESS)*

# HYPERVENOM

**Word Mark** HYPERVENOM

**Goods and Services** IC 018. US 001 002 003 022 041. G & S: Bags, namely, all purpose sports bags, tote bags, duffle bags, messenger bags, backpacks, purses, umbrellas, luggage, wallets, key fobs, portfolios, cosmetic and toiletry cases

IC 025. US 022 039. G & S: Clothing, footwear and headwear

IC 028. US 022 023 038 050. G & S: Sports equipment, namely soccer balls, shin guards, protective padding for playing soccer, bags specially adapted for carrying sports equipment and sports balls

**Mark**

**Drawing Code** (5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

**Serial Number** 85904927

**Filing Date** April 15, 2013

**Current Basis** 1B

**Original Filing Basis** 1B

**Owner** (APPLICANT) Nike, Inc. CORPORATION OREGON One Bowerman Drive DF-4 Beaverton OREGON 97005

**Attorney of**

**Record** Jaime M. Lemons

**Description of Mark** Color is not claimed as a feature of the mark. The mark consists of HYPERVENOM in a stylized format.

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

- 
- |                           |                           |                            |                           |                             |                           |                     |                      |                           |                           |
|---------------------------|---------------------------|----------------------------|---------------------------|-----------------------------|---------------------------|---------------------|----------------------|---------------------------|---------------------------|
| <a href="#">TESS HOME</a> | <a href="#">NEW USER</a>  | <a href="#">STRUCTURED</a> | <a href="#">FREE FORM</a> | <a href="#">BROWSE DICT</a> | <a href="#">SEARCH OG</a> | <a href="#">TOP</a> | <a href="#">HELP</a> | <a href="#">PREV LIST</a> | <a href="#">CURR LIST</a> |
| <a href="#">NEXT LIST</a> | <a href="#">FIRST DOC</a> | <a href="#">PREV DOC</a>   | <a href="#">NEXT DOC</a>  | <a href="#">LAST DOC</a>    |                           |                     |                      |                           |                           |

- 
- [HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[BOTTOM](#)
[HELP](#)
[PREV LIST](#)
[CURR LIST](#)

[NEXT LIST](#)
[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
[LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At:  OR  to record:  **Record 6 out of 88**

[TSDR](#)
[ASSIGN Status](#)
[TTAB Status](#)
*( Use the "Back" button of the Internet Browser to return to TESS)*

# MUSCLE VENOM

|                                    |   |
|------------------------------------|---|
| <b>Word Mark</b>                   | MUSCLE <b>VENOM</b>   |
| <b>Goods and Services</b>          | IC 005. US 006 018 044 046 051 052. G & S: Dietary supplements<br>IC 025. US 022 039. G & S: Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms |
| <b>Standard Characters Claimed</b> |   |
| <b>Mark Drawing Code</b>           | (4) STANDARD CHARACTER MARK   |
| <b>Serial Number</b>               | 85742835  |
| <b>Filing Date</b>                 | October 1, 2012   |
| <b>Current Basis</b>               | 1B  |
| <b>Original Filing Basis</b>       | 1A;1B   |
| <b>Owner</b>                       | (APPLICANT) Promera Health, LLC LIMITED LIABILITY COMPANY MASSACHUSETTS 61 Accord Park Drive Norwell MASSACHUSETTS 02061  |
| <b>Attorney of Record</b>          | Scott D. Woldow   |
| <b>Disclaimer</b>                  | NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MUSCLE" APART FROM THE MARK AS SHOWN  |
| <b>Type of Mark</b>                | TRADEMARK   |
| <b>Register</b>                    | PRINCIPAL   |

## Live/Dead Indicator LIVE

---

- |                           |                           |                            |                           |                             |                           |                     |                      |                           |                           |
|---------------------------|---------------------------|----------------------------|---------------------------|-----------------------------|---------------------------|---------------------|----------------------|---------------------------|---------------------------|
| <a href="#">TESS HOME</a> | <a href="#">NEW USER</a>  | <a href="#">STRUCTURED</a> | <a href="#">FREE FORM</a> | <a href="#">BROWSE DICT</a> | <a href="#">SEARCH OG</a> | <a href="#">TOP</a> | <a href="#">HELP</a> | <a href="#">PREV LIST</a> | <a href="#">CURR LIST</a> |
| <a href="#">NEXT LIST</a> | <a href="#">FIRST DOC</a> | <a href="#">PREV DOC</a>   | <a href="#">NEXT DOC</a>  | <a href="#">LAST DOC</a>    |                           |                     |                      |                           |                           |

---

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[BOTTOM](#)
[HELP](#)
[PREV LIST](#)
[CURR LIST](#)

[NEXT LIST](#)
[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
[LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At:  OR  to record:  **Record 35 out of 88**

[TSDR](#)
[ASSIGN Status](#)
[TTAB Status](#)
*( Use the "Back" button of the Internet Browser to return to TESS)*

# SPYDER VENOM

**Word Mark** SPYDER VENOM

**Goods and Services** IC 025. US 022 039. G & S: Ski and snowboard wear, jackets, pants, insulated jackets, insulated pants, one piece insulated suits, fleece tops, fleece jackets, sweaters, fleece pants, shirts, t-shirts, gloves, hats, caps, hoods, mittens, sweatshirts, waterproof and water repellent jackets and pants. FIRST USE: 20060500. FIRST USE IN COMMERCE: 20060701

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 78934934

**Filing Date** July 21, 2006

**Current Basis** 1A

**Original Filing Basis** 1A

**Published for Opposition** February 6, 2007

**Registration**

**Number** 3233490

**Registration Date** April 24, 2007

**Owner** (REGISTRANT) Spyder Active Sports, Inc. CORPORATION COLORADO 4725 Walnut Street Boulder COLORADO 80301

**Attorney of Record** Terri DiPaolo

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

- 
- |                           |                           |                            |                           |                             |                           |                     |                      |                           |                           |
|---------------------------|---------------------------|----------------------------|---------------------------|-----------------------------|---------------------------|---------------------|----------------------|---------------------------|---------------------------|
| <a href="#">TESS HOME</a> | <a href="#">NEW USER</a>  | <a href="#">STRUCTURED</a> | <a href="#">FREE FORM</a> | <a href="#">BROWSE DICT</a> | <a href="#">SEARCH OG</a> | <a href="#">TOP</a> | <a href="#">HELP</a> | <a href="#">PREV LIST</a> | <a href="#">CURR LIST</a> |
| <a href="#">NEXT LIST</a> | <a href="#">FIRST DOC</a> | <a href="#">PREV DOC</a>   | <a href="#">NEXT DOC</a>  | <a href="#">LAST DOC</a>    |                           |                     |                      |                           |                           |

- 
- [HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH O/G](#) | [BOTTOM](#) | [HELP](#) | [PREV LIST](#) | [CURR LIST](#)  
[NEXT LIST](#) | [FIRST DOC](#) | [PREV DOC](#) | [NEXT DOC](#) | [LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At:  OR  to record:  **Record 23 out of 88**

[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) ( Use the "Back" button of the Internet Browser to return to TESS)

# SUPER VENOM

|                                    |   |
|------------------------------------|---|
| <b>Word Mark</b>                   | SUPER VENOM   |
| <b>Goods and Services</b>          | IC 025. US 022 039. G & S: Clothing, namely, caps; Dress shirts; Golf shirts; Jackets; Long-sleeved shirts; Polo shirts; Shirts; Sweat shirts, T-shirts, Tops |
| <b>Standard Characters Claimed</b> |   |
| <b>Mark Drawing Code</b>           | (4) STANDARD CHARACTER MARK   |
| <b>Serial Number</b>               | 85581072  |
| <b>Filing Date</b>                 | March 27, 2012  |
| <b>Current Basis</b>               | 1B  |
| <b>Original Filing Basis</b>       | 1B  |
| <b>Published for Opposition</b>    | March 26, 2013  |
| <b>Owner</b>                       | (APPLICANT) HPE Design, LLC LIMITED LIABILITY COMPANY TEXAS 9281 SW 110 Frontage Rd Sealy TEXAS 77474   |
| <b>Attorney of Record</b>          | Benjamin Ashurov  |
| <b>Prior Registrations</b>         | 3998585;3998587;3998588   |
| <b>Type of Mark</b>                | TRADEMARK   |

**Register**                    PRINCIPAL  
**Live/Dead**  
**Indicator**                 LIVE

---

- |                           |                           |                            |                           |                             |                            |                     |                      |                           |                           |
|---------------------------|---------------------------|----------------------------|---------------------------|-----------------------------|----------------------------|---------------------|----------------------|---------------------------|---------------------------|
| <a href="#">TESS HOME</a> | <a href="#">NEW USER</a>  | <a href="#">STRUCTURED</a> | <a href="#">FREE FORM</a> | <a href="#">BROWSE DICT</a> | <a href="#">SEARCH O/G</a> | <a href="#">TOP</a> | <a href="#">HELP</a> | <a href="#">PREV LIST</a> | <a href="#">CURR LIST</a> |
| <a href="#">NEXT LIST</a> | <a href="#">FIRST DOC</a> | <a href="#">PREV DOC</a>   | <a href="#">NEXT DOC</a>  | <a href="#">LAST DOC</a>    |                            |                     |                      |                           |                           |
- 

[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sun Oct 6 03:10:41 EDT 2013

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[BOTTOM](#)
[HELP](#)
[PREV LIST](#)
[CURR LIST](#)

[NEXT LIST](#)
[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
[LAST DOC](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At:  OR [Jump](#) to record:  **Record 36 out of 88**

[TSDR](#)
[ASSIGN Status](#)
[TTAB Status](#)
*( Use the "Back" button of the Internet Browser to return to TESS)*

# VENOM

### Word Mark VENOM

**Goods and Services** IC 025. US 022 039. G & S: Ski and snowboard wear, namely, jackets, pants, insulated jackets, insulated pants, one piece insulated suits, fleece tops, fleece jackets, sweaters, fleece pants, shirts, t-shirts, gloves, hats, caps, hoods, mittens, sweatshirts, waterproof and water repellent jackets and pants. FIRST USE: 19990600. FIRST USE IN COMMERCE: 19990800

### Standard Characters Claimed

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 78934908

**Filing Date** July 21, 2006

**Current Basis** 1A

**Original Filing Basis** 1A

**Published for** June 16, 2009

**Opposition Registration**

**Number** 3676523

**Registration Date** September 1, 2009

**Owner** (REGISTRANT) Spyder Active Sports, Inc. CORPORATION COLORADO 4725 Walnut Street Boulder COLORADO 80301

**Attorney of Record** Terri DiPaolo

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

- 
- |                           |                           |                            |                           |                             |                           |                     |                      |                           |                           |
|---------------------------|---------------------------|----------------------------|---------------------------|-----------------------------|---------------------------|---------------------|----------------------|---------------------------|---------------------------|
| <a href="#">TESS HOME</a> | <a href="#">NEW USER</a>  | <a href="#">STRUCTURED</a> | <a href="#">FREE FORM</a> | <a href="#">BROWSE DICT</a> | <a href="#">SEARCH OG</a> | <a href="#">TOP</a> | <a href="#">HELP</a> | <a href="#">PREV LIST</a> | <a href="#">CURR LIST</a> |
| <a href="#">NEXT LIST</a> | <a href="#">FIRST DOC</a> | <a href="#">PREV DOC</a>   | <a href="#">NEXT DOC</a>  | <a href="#">LAST DOC</a>    |                           |                     |                      |                           |                           |

- 
- [HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

Share

0

More

Next Blog»

Create Blog Sign In



Venom is located in Memphis TN Venom 4465 Poplar Avenue Suite 106 (Oak Court Mall) Memphis TN 38117 Venom is a streetwear shop that carries 10 Deep,Alife,The Hundreds,Crooks & Castles,Supra,Clae,Gourmet,Mishka,Undefeated,Rocksmith Tokyo,Kid Robot,Akomplice,LRG,Blac Labe,Creative Recreation,Puma,etc.

**Stay up on NEW Goods & Sales.**  
Sign up for our newsletter



**Venom Newsletter & Mailing List**

Email:

[Visit this group](#)

**Facebook Badge**

Pat Hamud



[Create Your Badge](#)

**About Us**



**Venom**  
Memphis, TN, United States

Venom is a 2 store operation strategically placed in Memphis to make sure that you are within 15 minutes of us no matter where you may be in the city. Venom spawned in November of 2007 in Memphis, TN where a "True" streetwear shop was nonexistent. Venom made and continues to make a huge impact by being the first to carry the more "underground" brands with strong roots and influences from all aspects of hip hop, skate, and street culture. Not only can you expect the more exclusive brands that will set you apart from the

Saturday, June 19, 2010

### Huge Sale going on at Venom

Take advantage of the sales going on at Venom this weekend.

The Hundreds Snapbacks starting at \$10  
 Any New Era you want is 30%OFF  
 Vael Project Shoes on SALE for \$49  
 C1RCA Shoes \$49  
 All of The Hundreds is 30% OFF  
 ALL 10 Deep is 30% OFF  
 ALL Obey is 25% OFF  
 ALL Supras are 30%OFF  
 All Stussy is 30%OFF  
 All DC shoes are on SALE!!!!

Odai

Posted by Venom at 1:29 PM 0 comments 

Labels: Sales, Venom, Venom Clothing Store, Venom-Memphis

Friday, June 18, 2010

### Diamond Supply Co. and Deadline collaboration available at Venom

| Labels                  |
|-------------------------|
| 10 Deep                 |
| Android Homme           |
| Benny Gold              |
| BIKE                    |
| Bio                     |
| Black Scale             |
| BRANDS                  |
| C1RCA                   |
| Coming Soon             |
| Crooks and Castles      |
| Crooks and castles bike |
| DC                      |
| DC LIFE                 |
| Diamond Supply          |
| Dissizit                |
| Funny Videos            |
| G-Shock                 |
| Holiday 2009            |
| HUF                     |
| Hundreds Clothes        |
| Hundreds Clothing       |
| Kidrobot                |
| King Stampede           |
| Lil Wayne               |
| LRG                     |

cookie cutter dressing crowd that infiltrates the streets, but also that we will never settle as we are always doing our homework on the different trends and scouring high and low for the up and coming brands. Being innovative and always listening to our customers is what we abide by and what keeps our customers coming back.

[View my complete profile](#)

**Hours & Locations**

**FOLLOW ME ON [twitter](#)**

Venom  
 4465 Poplar Avenue Suite#106  
 Memphis, TN 38117  
 901-818-3883  
 Mon-Sat 10-9  
 Sunday 12-6  
[www.venom-memphis.blogspot.com](http://www.venom-memphis.blogspot.com)  
[www.facebook.com/venommemphis](http://www.facebook.com/venommemphis)  
[www.twitter.com/Venommemphis](http://www.twitter.com/Venommemphis)  
[www.myspace.com/dressvenom](http://www.myspace.com/dressvenom)

Venom  
 1290 Southland Mall  
 Memphis, TN 38116  
 901-396-9226  
 Mon-Sat 10-9  
 Sunday 12-6

**Twitter**

- Brands**
- 10 Deep
  - Acapulco Gold
  - Akomplice
  - Alife
  - Android Homme
  - Artful Dodger
  - Benny Gold
  - Black Scale
  - C1RCA
  - Capital
  - Chubby Boob
  - Circle of Success
  - Clae
  - Creative Recreation
  - Crooks & Castles
  - DC
  - DC Life
  - Diamond Supply Co.



Blood Diamonds  
 Deadline & Diamond Supply Co.  
 Available at Venom  
 www.venom-memphis.blogspot.com  
 DEADLINE

The highly sought after Diamond Supply Co. and Deadline collaboration tees are now available at Venom. They are very limited and they will go fast. It is a reminder of the corruption, violence, and deceit that diamonds, rightfully nicknamed blood diamonds, bring to this world.

Pat  
 901-818-3883

Posted by Venom at 2:39 PM 0 comments

Labels: Deadline, Diamond Supply, Venom, Venom Clothing Store, Venom-Memphis

Wednesday, June 16, 2010

**Chubby Boob now available at Venom**



|                          |
|--------------------------|
| Magazine                 |
| Memphis                  |
| Mishka                   |
| Oak Court Mall           |
| OBEY                     |
| Play Cloths              |
| Puff Daddy               |
| Puma                     |
| Rampage                  |
| Rocksmith Tokyo          |
| Rudolf Dassler           |
| Sales                    |
| SE RACING                |
| Sneaker Freaker Magazine |
| Southland Mall           |
| stussy                   |
| Supra                    |
| Supra NS                 |
| Terry Kennedy            |
| The Daily Helsman        |
| The Hundreds             |
| The Hundreds bike        |
| TK Society               |
| twitter                  |
| UFC                      |
| Undefeated               |
| University of Memphis    |
| Venom                    |
| Venom Clothing Store     |
| Venom-Memphis            |
| Watches                  |

|                          |
|--------------------------|
| Dissizit                 |
| G Shock                  |
| Gourmet                  |
| Gravis                   |
| HUF                      |
| Kid Robot                |
| King Stampede            |
| Krew                     |
| Levis Footwear           |
| Lira                     |
| LRG                      |
| Mishka                   |
| Obey                     |
| Play Cloths              |
| Puma (Alexander Mcqueen) |
| Puma (Rudolf Dassler)    |
| REBEL 8                  |
| Rocksmith Tokyo          |
| Rogue Status             |
| Sneaker Freaker          |
| Stussy                   |
| Supra                    |
| The Hundreds             |
| Undefeated               |
| Us Vs Them               |
| Vael Project             |



Making a fast name for itself , Chubby Boob has come to be known as exclusively a clothing brand. However, clothing is merely only one of their creative outlets. Chubby Boob actually first started out as an art entity, as are all artists first and foremost. They have firm roots grounded in not only street art but the fine arts as well. Chubby Boob intends to grow and expand both as an art based lifestyle brand as well as an art entity. Come check it out at [Venom](#)

Posted by [Venom](#) at 5:08 PM 0 comments

Labels: [Chubby Boob](#), [Venom](#), [Venom Clothing Store](#), [Venom-Memphis](#)

### New Collection of Diamond Supply now available at Venom

DIAMOND SUPPLY CO. SPRING 2010  
STYLE: STANDARD TEE SHIRT



Available at  
**Venom**  
901-618-3663



**Venom Advocates**

Join this site

with Google Friend Connect

**Members (13)**

Already a member? [Sign in](#)

**Blog Archive**

|            |
|------------|
| June (7)   |
| May (8)    |
| April (9)  |
| March (17) |

|               |
|---------------|
| February (8)  |
| January (9)   |
| December (20) |
| November (18) |
| October (9)   |
| September (9) |
| August (9)    |
| June (1)      |
| May (6)       |
| April (3)     |
| March (2)     |

DIAMOND SUPPLY CO. SPRING 2010  
STYLE: DIAMOND SHOP TEE SHIRT



Available at  
Venom  
901-818-3883



Available at Venom  
901-818-3883

DIAMOND SUPPLY CO. SPRING 2010  
STYLE: CHAMPS TEE SHIRT



Available at  
Venom  
901-818-3883



Hands down , the Best selling brand Venom carries, Diamond Supply, is at Venom. The Spring Delivery 2 collection is now available at Venom

Posted by Venom at 2:31 PM 0 comments

Labels: Diamond Supply, Venom, Venom Clothing Store, Venom-Memphis

Monday, June 7, 2010

### Sales going on at Venom

Take advantage of the sales going on at Venom. All Rogue Status Half Off, The Hundreds, 30% Off, All Mishka Half Off, C1RCA Shoes starting at \$99, Alife shoes starting at \$49 and many others. Stop by Venom in Oak Court

PaT

Posted by Venom at 12:10 PM 0 comments   
Labels: [Alife](#), [C1RCA](#), [Mishka](#), [Rogue Status](#), [Sales](#), [The Hundreds](#)

Friday, June 4, 2010

## Play Cloths Summer 2010 shipment has arrived





Play Cloths Summer 2010 Collection now available at Venom

Pat

Posted by Venom at 10:51 AM 0 comments 

Labels [Play Cloths](#), [Venom Clothing Store](#), [Venom-Memphis](#)

Wednesday, June 2, 2010

**Akomplice Summer 2010 Collection now available at Venom**



Akomplice Summer 2010 Collection now available at Venom. Limited quantities so come before they go.

PaT

Posted by [Venom](#) at 1:09 PM 0 comments 

Labels: [Akomplice](#), [Akomplice Summer 2010](#), [Venom Clothing Store](#), [Venom-Memphis](#)

Friday, May 28, 2010

**New Delivery of G-Shocks available at  
Venom**





A nice assortment of G-Shocks came into Venom today. Included is the much sought after Black and Gold DW-6900, the new G100 G-Shock, and an array of colors in the 6600's, 6900's, 7900's.

Odar

Posted by Venom at 8:10 PM 0 comments 

Labels: G-Shock

Thursday, May 20, 2010

### ALIFE Summer 2010 now available at Venom



New to arrive at Venom is the Summer Collection of Alife. A couple of different low top canvas kicks as well as a fresh ass shell toe mid. We have so many different tops from Stussy, The Hundreds and others that will compliment the shoes. Come check it out.

PaT

Posted by Venom at 1:42 PM 0 comments 

Labels: [Alife](#), [Venom Clothing Store](#), [Venom-Memphis](#)

Wednesday, May 12, 2010

## Venom Goody Bag



There comes a time that doesn't come often where we offer a crazy ass deal that shouldn't be passed up. This is one of those times I present to you the Venom x The Hundreds Goody Bag. In this goody bag and for a price of \$190, you will get the following: A Hundreds T-Shirt, Hundreds Shoes, Hundreds Jeans, and a Hundreds Snapback as well as some stickers. Crazy right? We know! All you have to do is tell us your size and WE will put it together. Give us a call if you have any questions. 901-818-3883

Oda)

Posted by [Venom](#) at 5:07 PM 0 comments Labels: [Sales](#), [The Hundreds](#), [Venom-Memphis](#)

Monday, May 10, 2010

## Huge Sale at Venom in Southland Mall

Im gonna keep it short but sweet. EVERYTHING in Venom in Southland Mall is HALF OFF!!!! Our Southland Mall location will be relocating in 1 month and the last day is this Friday. So from now until then, HALF OFF on anything, things are going fast and sizes are going to be tough to find if you wait till last minute.

Oda)

Posted by Venom at 1:18 PM 0 comments

Labels: Sales, Venom Clothing Store, Venom-Memphis

Friday, May 7, 2010

### Diamond Supply available at Venom



It took quite a while to finally get some goods in, but nonetheless, Venom is OFFICIALLY your go to spot in Memphis TN for Diamond Supply Co goods. Tees, hats and belts in so many styles it'll give you anxiety because you wont know which one to go with (so basically buy as many as you can). That's all folks.

Mo

Posted by Venom at 4:57 PM 0 comments

Labels: Diamond Supply, Venom Clothing Store, Venom-Memphis

Wednesday, May 5, 2010

### Stussy Summer 2010 Collection available at Venom



Stop by Venom in Oak Court Mall to check out the Stussy Summer 2010 Collection. Extremely dope shit in all seriousness, the hats which include Snapback New Eras and six panel hats are the best I've seen yet. And to make it all the more sweeter and monster selection of Stussy tees in ALL sizes. Stussy is one of those brands that goes pretty quick and most people get frustrated when they show up a week after I post on our blog that it came in. So for you people, get in before they go.

PaT

Posted by Venom at 4:32 PM 0 comments

Labels: stussy, Venom Clothing Store, Venom-Memphis

Tuesday, May 4, 2010

### Acapulco Gold available at Venom



Nothing more fitting than Acapulco Gold's Venom tees and snap backs for the undisputed streetwear shop in Tennessee, Venom. Come check out the collection at Venom.

PaT

Posted by [Venom](#) at 5:11 PM 0 comments

Labels: [Acapulco Gold](#), [Venom](#), [Venom-Memphis](#)

### Venom x The Hundreds Snap back Sale

**HUGE SALE ON The Hundreds Snap backs. Now is the time to get as many as you can from Venom. Over 100 Snapbacks from The Hundreds and a big SALE price. They range from \$15-\$23 . No excuses. first come first serve.**

PaT

Posted by [Venom](#) at 4:46 PM 0 comments

Labels: [Sales](#), [The Hundreds](#), [Venom Clothing Store](#), [Venom-Memphis](#)

Monday, April 26, 2010

### The Hundreds Summer 2010 Footwear available at Venom





Always one to bring fire with every collection they put out, The Hundreds does it again with their Summer 2010 shoes that are available at Venom. I'm impressed with what they have been putting out with their still relatively new footwear program. Come check them out at Venom.

PaT  
901-818-3883

Posted by Venom at 1:10 PM 0 comments 

Labels: Hundreds Summer 2010, Shoes, The Hundreds, Venom Clothing Store, Venom-Memphis



Create Page



### Venom Clothing

3,865 likes · 4 talking about this

Like

Message

Clothing

website (shop): <http://venomwear.bigcartel.com/>  
Twitter: <https://twitter.com/VenomWear>

3,865

1

About - Suggest an Edit

Photos

Likes

Store

Twitter

Highlights

Post

Photo / Video

Write something...



**Venom Clothing** shared a link.  
July 20

Hello People I have a new website selling minecraft Games  
<http://minecraftaccount4sale.bigcartel.com/>



**Minecraft Account Sale — Home**  
[minecraftaccount4sale.bigcartel.com](http://minecraftaccount4sale.bigcartel.com)

We are selling Cheap Minecraft account for sale. Save Over 90% of your money investing in a secondhand account. Payment via paypal 100% SAFE

Chat (6)

Like · Comment · Share



**Venom Clothing** changed their cover photo.  
April 8



Like · Comment · Share

1

Invite Your Friends to Like This Page

See All

Type a friend's name...

Invite



**Sarina Staurseth**

Invite



**Ako Talaga To**

Invite



**Jeff Christian**

Invite

by Others on Venom Clothing

See All



**Wauwax Execution**

Maff ganggu :) Mau bikin beanies(kupluk) 20  
July 3 at 12:44am



**Declan Molloy**

Do you have an E-Mail address?  
April 8 at 5:01pm



**Rojen Rai**

Holy shit! Venom clothing! :O  
January 24 at 11:34am

Get  
Rebels.com  
underarmour.com



Check out this backpack \$1  
Great as a gift!  
Make it a little better  
through personal design  
and innovation.

More Posts



**Venom Clothing**

April 8

Snapback Restock 2013 April (10 photos)

Recent

2013

Founded

Sponsored

FREE Trial

search2.quickbooksin  
e.com



Manage your finances  
online. Try it FREE!

THE MILLIONAIRE

MINDSET

Millionaire Mind  
Intensive



Learn the Secret  
Psychology of Wealth at  
this FREE 3-Day Seminar  
in Schaumburg!

Like · 9,534 people  
like Millionaire Mind  
Intensive.



**Venom Clothing**  
April 8

Snapback and beanie restock: Venom Clothing

Like · Comment · Share

1



**Venom Clothing** shared a link.  
March 17

<http://www.venomwear.co.uk/product/obey-propaganda-snapback>

**Venom — Obey Propaganda Snapback**

[www.venomwear.co.uk](http://www.venomwear.co.uk)

Obey Propaganda Snapback One size 20% wool and 80 Acrylic OSFA OBEY

Like · Comment · Share

1



**Venom Clothing**  
March 15

**Dope Snapbacks** (5 photos)



Like · Comment · Share

2



**Venom Clothing**  
March 12

Obey Leopard design £9.99



Like · Comment · Share

4 2



**Venom Clothing** shared a link.  
March 12

Leopard YMCMB SnapBack Black £9.99 Buy Now  
<http://venomwear.bigcartel.com/product/leopard-ymcmb-snapback-black>

**Venom — Leopard YMCMB SnapBack Black**

[venomwear.bigcartel.com](http://venomwear.bigcartel.com)

Leopard YMCMB SnapBack Black Brand New without tag

Like · Comment · Share



**Venom Clothing** shared a link.  
March 12

Heather Grey T-Shirt £6.99 Sale  
<http://venomwear.bigcartel.com/product/heather-grey-t-shirt>

**Venom — Heather Grey T-Shirt**

[venomwear.bigcartel.com](http://venomwear.bigcartel.com)

A uni-sex, Heather Grey T-Shirt, with the Venom logo professionally printed on the chest. Size Small | Medium | Large

Like · Comment · Share

1 1



**Venom Clothing**  
March 11

Obey Snakeskin texture design £9.99



Like · Comment · Share

4

Like · Comment · Share

5



**Venom Clothing**  
March 11



Like · Comment · Share

7 2 2



**Venom Clothing**  
March 11



Like · Comment · Share

3



**Venom Clothing**  
March 11



**Venom Clothing** changed their cover photo.  
March 11



Like · Comment · Share

3 1 1



Like · Comment · Share

9



**Snapbacks** (16 photos)  
Obey - Dope - Supreme - YMCMB



Like · Comment · Share

2 2



<http://venomwear.bigcartel.com/product/burgundy-hoodie>



Snow Leopard Snapback only £9.99



Like · Comment · Share

1



UP TO  
50% off all our clothes check them out: [www.venomwear.co.uk](http://www.venomwear.co.uk)  
Hoodies for £9.99  
Sweater £9.89  
Tees £6.99

|  |
|--|
| <p><b>Venom — Home</b><br/><a href="http://www.venomwear.co.uk">www.venomwear.co.uk</a></p> <p>UK Clothing brand supplying Urban Street wear at affordable price. We sell high quality hoodies, sweaters and t shirt</p> |
|--|

Like · Comment · Share

2 1



<http://venomwear.bigcartel.com/product/charcoal-hoodie>

|  |
|--|
| <p><b>Venom — Charcoal Hoodie</b><br/><a href="http://venomwear.bigcartel.com">venomwear.bigcartel.com</a></p> <p>A uni-sex, Charcoal Grey Hoodie, with the white Venom logo professionally printed on the chest. Size (Inches) Small 36</p> |
|--|

Like · Comment · Share

2

Check out our burgundy hoodie



**Venom — Burgundy Hoodie**  
venomwear.bigcartel.com

A uni-sex, Burgundy Hoodie, with the white Venom logo professionally printed on the chest, Size (Inches) Small 38

Like · Comment · Share

1 5

**FREE SHIPPING ON ALL ORDERS \$49+.**  
FREE TWO-DAY SHIPPING ON \$150+.



SEARCH

MEN WOMEN KIDS FOOTWEAR

ACCESSORIES OUTLET UA STORIES

HOME / **SEARCH**

venom

REFINE YOUR SEARCH

Showing 6 Results

Sort By...

Compare (0)

GENDER

All

- Men
- Women
- Boys
- Girls

COLOR



SIZE

*Please select a gender*

PRICE

- \$0 - \$50
- \$50 - \$100
- \$100 - \$150

GEARLINE

- HeatGear®

COLLECTIONS

- Power in Pink
- Tactical

SPORT

- Hunting
- Running



**Men's UA Valsetz Venom Low Tactical Boots**

**\$109.99**

(1)

Add to Compare



**Men's UA Valsetz Venom Mid Tactical Boots**

**\$119.99**

(9)

Add to Compare



**Women's UA PIP Micro G® Spine Venom**

**\$66.99** ~~\$99.99~~

(3)

Add to Compare



**Boys' UA Spine™ Venom Grade School Running Shoes**

**\$52.99** ~~\$68.00~~

(3)

Add to Compare



**Boys' UA Spine™ Venom Pre-School Shoes**

**\$44.99** ~~\$68.00~~

(2)

Add to Compare



**Girls' Grade School Spine Venom Running Shoes**

**\$52.99** ~~\$68.00~~

Add to Compare

Showing 6 Results

# SIGN UP FOR EMAIL

YOUR EMAIL ADDRESS

SIGN UP

## CUSTOMER SERVICE

- 1.888.727.6687
- Track Order
- Live Chat
- Store Locator
- Returns & Exchanges
- Gift Cards
- Shipping Information
- Size Guide
- Men's Fit Guide
- Help Section
- Women's Fit Guide
- Change Region 

## UASTORY

- UAFreedom
- UAGreen
- UAIInnovation Challenges

## BUSINESS INFO

- Careers
- Investor Relations
- UABiz Site
- Security / Privacy
- Legal
- Recall Information
- Affiliates

## GET INVOLVED

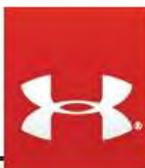


Sarina Staurseth and 2,499,361 others like this.

Our mission is clear: MAKE ALL ATHLETES BETTER. If you're not 100% satisfied with your gear, return it for a full refund. **Anytime. Any Reason. Guaranteed.**

Copyright ©2013 Under Armour®. All Rights Reserved. No imagery or logos contained within this site may be used without the express permission of Under Armour®. © 2013 NFL Properties LLC. All NFL-related trademarks are trademarks of the NFL.

**FREE SHIPPING ON ALL ORDERS \$49+.**  
FREE TWO-DAY SHIPPING ON \$150+.



SEARCH

MEN WOMEN KIDS FOOTWEAR

ACCESSORIES OUTLET UA STORIES

CONTINUE SHOPPING



CLICK IMAGE TO ZOOM

Like 7

## MEN'S UA VALSETZ VENOM LOW TACTICAL BOOTS

(1) Q&A (7) STYLE # 1236890

\$109.99

BLACK (001)



|    |      |    |     |    |      |
|----|------|----|-----|----|------|
| 8  | 8.5  | 9  | 9.5 | 10 | 10.5 |
| 11 | 11.5 | 12 | 13  | 14 |      |

SIZE CHART



ADD TO CART

### WHAT'S IT DO?

Our police and military customers had a problem. They needed a boot that was durable and rugged enough to put up with all terrains, but light enough for speed and maneuverability. UA took up the challenge, designing a running-shoe-tactical-boot hybrid. What you get is a boot we're proud to get positive feedback about...from the streets of Chicago to the hills of Afghanistan.

### THE FUNDAMENTALS

- Aggressive UA Spine chassis forms a lightweight structure around the sole, delivering incredible support without sacrificing flexibility
- Water-resistant, high-abrasion ripstop nylon upper is tough, but breathable, for superior comfort
- Synthetic overlays add support, not weight, and won't absorb moisture
- Durable EVA midsole delivers cushioning and shock absorption, protecting your foot in any terrain
- Lightweight PU footbed, giving you a comfortable fit
- Push through protection plate to keep hazards at bay
- Textured, high-abrasion rubber toe rand protects your foot
- Imported

### CUSTOMERS ALSO BOUGHT:



**Men's UA TAC Mid GTX Boots**  
\$169.99



**Men's UA Valsetz Venom Mid Tactical Boots**  
\$119.99 (9)



**Men's UA Valsetz 7" Tactical Boots**  
\$109.99 (186)



**Men's UA OPS Tactical**



**Men's Chetco II Trail**



**Men's WWP UA Charge RC 2**

Training Shoes  
\$129.99  
(6)

Running Shoes  
\$79.99  
(30)

Running Shoes  
\$119.99

### PRODUCT REVIEWS (1)

AVERAGE RATING: 5 of 5

### RATING BREAKDOWN:

|             |                        |   |
|-------------|------------------------|---|
| SIZE        | Runs Small  Runs Large | 1 |
| WIDTH       | Runs Narrow  Runs Wide | 0 |
| COMFORT     | Min. _____ Max.        | 0 |
| PERFORMANCE | Min. _____ Max.        | 0 |

### WRITE A REVIEW

(5)

#### Great for all day wear

August 12, 2013 Posted by [MikePapa](#) | Gender: Man Athlete type: Avid Age: 25 to 29  
Height: 5'4"-5'6" Size Purchased: 9.5

These shoes ("boots") are by far the most comfortable shoes I have had in a long time. They fit perfect. I wore these shoes from 7am till 2am the next morning. I work retail in the morning then in the afternoon I wore these shoes for a 12 Hr bike patrol duties.

3 people found this review helpful.

Was this review helpful for you? Yes 3 No 0 [Report inappropriate content](#)

Share this review:

|             |                        |
|-------------|------------------------|
| SIZE        | Runs Small  Runs Large |
| WIDTH       | Runs Narrow  Runs Wide |
| COMFORT     | Min. _____ Max.        |
| PERFORMANCE | Min. _____ Max.        |

[BACK TO TOP](#)

### PRODUCT Q & A (7)

#### SUBMIT A QUESTION

Most helpful answers

I would like to know the weight?

1 answer

What makes this shoe better than the mirage tactical running shoe?

1 answer

Are these polishable

1 answer

Can you special order in a size 15?

1 answer

Do also make women's sizes?

1 answer

Is this a lace up shoe, your website doesnt let me have access to a top view?

1 answer

Are they ansi aor astm rated?

0 answers

1 of 1

BACK TO TOP

SIGN UP FOR EMAIL

YOUR EMAIL ADDRESS

SIGN UP

CUSTOMER SERVICE

1.888.727.6687

Live Chat

Returns & Exchanges

Shipping Information

Men's Fit Guide

Women's Fit Guide

Change Region 

Track Order

Store Locator

Gift Cards

Size Guide

Help Section

UA STORY

UAFreedom

UAGreen

UA.Innovation Challenges

BUSINESS INFO

Careers

Investor Relations

UA Biz Site

Security / Privacy

Legal

Recall Information

Affiliates

Our mission is clear: MAKE ALL ATHLETES BETTER. If you're not 100% satisfied with your gear, return it for a full refund. **Anytime. Any Reason. Guaranteed.**

GET INVOLVED



Sarina Staurseth and 2,499,373 others like this.

Copyright ©2013 Under Armour®. All Rights Reserved. No imagery or logos contained within this site may be used without the express permission of Under Armour®. © 2013 NFL Properties LLC. All NFL-related trademarks are trademarks of the NFL.



- [FAQ](#)
- [ORDER FORM](#)
- [CONTACT US](#)
- [UNIQUEORN](#)



[previ](#)  
[Paus](#)  
[next](#)  
 12



## About us

The name “Cherry Venom” might bring to mind a strange mix of daring and sweetness, but that’s not all it is. For starters, the ladies behind this brand, Michelle Romero, and Nicole Suarez, would gladly ask you to “pick your poison.” And why should you?

Designed for the free-spirited woman, Cherry Venom’s style combines the sexy and the sweet, the pretty lady and the party animal. This approach produced a signature style that’s eclectic yet elegant, quirky yet classy—a Cherry Venom vixen is someone who always puts together an ensemble that packs a punch. From prints to solid colors, loose fits and tailored pieces, Cherry Venom’s mix-and-match attitude brings out the fabulous and the practical with pieces that can go from day to night and from seriously stylish to simply spectacular. Check out Cherry Venom’s collections to see for yourself, if you dare.

Get bold. Get bitten. Get hooked on Cherry Venom.

[top](#)

 New Collection



PALTROW x BLACK JUMPSUIT Available in small & medium sizes. Php2,190

MARIANNE x White Cape Dress. Php 1800

NICOLE 2PC. ENSEMBLE x Red Orange Cropped Top and Pencil Cut Skirt. Available in small & medium sizes. Php 2,190

UNDER THE SEA x Aqua Blue Maxi Skirt Php1990



QUEEN x Salmon Uneven Hem Top. Php 1350

STRIPE ME DOWN x Maxi Skirt with Black Leatherette Belt. Php 1,990

HEATWAVE x Kaftan Striped Cover Up Free size. Fits small, medium and large frames. Php 1780

CHIEF x Kaftan Indian Print Cover Up Free size. Fits small, medium and large frames. Php 1780

[View our Entire New Collection](#)  
[View our Entire Old Collection](#)  
[top](#)

## Product and Price List

New Collection  
Old Collection

MARIANNE x White Cape Dress – Php1,800 PALTROW x BLACK JUMPSUIT Available in small & medium sizes – Php2, 190

DRAMA QUEEN x Salmon Uneven Hem Top – Php1,350

NICOLE 2PC. ENSEMBLE x Red Orange Cropped Top and Pencil Cut Skirt. Available in small & medium sizes – Php2,190

STRIPE ME DOWN x Maxi Skirt with Black Leatherette Belt – Php1,990

UNDER THE SEA x Aqua Blue Maxi Skirt – Php1,990

HEATWAVE x Kaftan Striped Cover Up Free size. Fits small, medium and large frames – Php1,780

CHIEF x Kaftan Indian Print Cover Up Free size. Fits small, medium and large frames – Php1,780

CAT WOMAN x LEATHER LEGGINGS Php1,000 \*Comes in METALLIC SILVER

LILIAN x WHITE SHEER UNEVEN HEM TOP Free size Php550

KATELYN x BLACK SHEER UNEVEN HEM TOP Free size Php550

LOUISE x EMERALD GREEN ASYMMETRICAL HEM TOP Php1,200 Free size. Fits small & medium frames.

KENDALL x WHITE SLEEVELESS PEPLUM \*Comes in Yellow and Coral Pink Free size. Php 780

KYLIE x YELLOW SLEEVELESS PEPLUM \*Comes in White and Coral Pink Free size Php780

KIMBERLY x CORAL PINK SLEEVELESS PEPLUM \*Comes in White and Yellow Free size Php780

MEGAN DEE x BLACK PAISLEY PRINTED COVER UP Php1,300

KATHA DEE x RED PRINTED COVER UP Php1,300

NIGHT CRAWLER x PRINTED UNEVEN HEM TOP May be used as a top or cover up. Php1250

JADA x PRINTED SHIFT DRESS Free size in stretch cotton. Recommended for small to medium frames. Php1,050

GEORGE x BLUE PRINTED SHIFT DRESS. Free size Php1050

GRETCH x BLACK PRINTED SHIFT DRESS. Free size Php1050.

AALIYAH x YELLOW SHEER THREE FOURTHS with gold spikes Free size Php780

DANIELLE x WHITE SHEER THREE FOURTHS with gold spikes Free size Php780

JACQUELINE x BLACK SHEER THREE FOURTHS with gold spikes Free size Php780

Red Mesh Skirt \*Comes in Black Leatherette, Red, Gray and Plain Black Php620

Gray Mesh Skirt Comes in Black Leatherette, Red, Gray and Plain Black. Php620

Black Mesh Skirt \*Comes in Black Leatherette, Red, Gray and Plain Black Php620

BUCKTHORN x Green Printed Harem Pants. Free size. Php800

ARMSTRONG x SILVER SPACE LEGGINGS Php1,000 \*Comes in BLACK LEATHER

CYPRESS x PAISLEY PRINTED LEGGINGS Free Size Php890

UNION JACK x UK PRINT LEGGINGS Free Size – Fits Small to Medium Frames. Php890

LEOPARD x Assymetrical Top. Php990

THELMA x Black Assymetrical Hem Top. Free size. Php1,200

OUR FACEBOOK PAGE

Find us on Facebook



Cherry Venom

Like

685 people like Cherry Venom.

Facebook social plugin

### OUR INSTAGRAM PAGE

@cherryvenom\_

### OUR TWITTER PAGE

[https://twitter.com/CherryVenom\\_](https://twitter.com/CherryVenom_)

### TALK TO US:

Landline: +632.622.9771  
Mobile: +63.916.7337078  
Email: [cherryxvenom@gmail.com](mailto:cherryxvenom@gmail.com)

### Recent Posts

- [Sample Post 3](#)
- [Sample Post 2](#)
- [Sample Post 1](#)

© Copyright - CHERRYVENOM CLOTHING - Website Created and Designed by Mark Sorne

EXHIBIT C

---

**From:** TMOOfficialNotices@USPTO.GOV  
**Sent:** Tuesday, July 30, 2013 00:34 AM  
**To:** pto@sherinianlaw.net  
**Cc:** ebi@sherinianlaw.net  
**Subject:** 1318-0002 Official USPTO Notification: TMOG Publication Confirmation for Serial Number 85848528

---

## TRADEMARK OFFICIAL GAZETTE PUBLICATION CONFIRMATION

**U.S. Serial Number:** 85-848,528  
**Mark:** VENM(STANDARD CHARACTER MARK)  
**International Class(es):** 025  
**Applicant:** VENM, LLC  
**Docket/Reference Number:** 1318-0002

The mark identified above has been published in the Trademark Official Gazette (TMOG) on Jul 30, 2013.

### To View the Mark in the TMOG:

1. Click on the following link or paste the URL into an internet browser:  
[http://www.uspto.gov/web/trademarks/tmog/20130730\\_OG.pdf#page=00000817](http://www.uspto.gov/web/trademarks/tmog/20130730_OG.pdf#page=00000817)
2. Locate your mark on the displayed page.

If the TMOG PDF file does not open to the page containing your mark (you must have an Adobe Reader installed on your workstation), click on the following link or paste the URL into an internet browser to review the Frequently Asked Questions about the Trademark Official Gazette: [http://www.uspto.gov/trademarks/resources/tm\\_og\\_faqs.jsp](http://www.uspto.gov/trademarks/resources/tm_og_faqs.jsp).

On the publication date or shortly thereafter, the applicant should carefully review the information that appears in the TMOG for accuracy. If any information is incorrect due to USPTO error, the applicant should immediately email the requested correction to [TMPostPubQuery@uspto.gov](mailto:TMPostPubQuery@uspto.gov). For applicant corrections or amendments after publication, please file a post publication amendment using the form available at <http://teasroa.uspto.gov/ppa/>. For general information about this notice, please contact the Trademark Assistance Center at 1-800-786-9199.

### Significance of Publication for Opposition:

Any party who believes it will be damaged by the registration of the mark may file a notice of opposition (or extension of time therefor) with the Trademark Trial and Appeal Board. If no party files an opposition or extension request within thirty (30) days after the publication date, then eleven (11) weeks after the publication date a notice of allowance (NOA) should issue. (Note: The applicant must file a Statement of Use or Extension Request within six (6) months after the NOA issues.)

To view this notice and other documents for this application on-line, go to Trademark Status and Document Retrieval at <http://tsdr.uspto.gov/>, enter the United States application serial number and select the button labeled "Documents." NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.



UNITED STATES PATENT AND TRADEMARK OFFICE

---

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451  
www.uspto.gov

Jul 10, 2013

**NOTICE OF PUBLICATION**

- |                                      |   |
|--------------------------------------|---|
| 1. Serial No.:<br>85-848,528         | 2. Mark:<br>VENM<br>(STANDARD CHARACTER MARK) |
| 3. International Class(es):<br>25    |   |
| 4. Publication Date:<br>Jul 30, 2013 | 5. Applicant:<br>VENM, LLC                    |

The mark of the application identified appears to be entitled to registration. The mark will, in accordance with Section 12(a) of the Trademark Act of 1946, as amended, be published in the *Official Gazette* on the date indicated above for the purpose of opposition by any person who believes he will be damaged by the registration of the mark. If no opposition is filed within the time specified by Section 13(a) of the Statute or by rules 2.101 or 2.102 of the Trademark Rules, the Commissioner of Patents and Trademarks may issue a notice of allowance pursuant to section 13(b) of the Statute.

Copies of the trademark portion of the *Official Gazette* containing the publication of the mark may be obtained from:

The Superintendent of Documents  
U.S. Government Printing Office  
PO Box 371954  
Pittsburgh, PA 15250-7954  
Phone: 202-512-1800

By direction of the Commissioner.

---

**Email Address(es):**

pto@sherinianlaw.net  
ebi@sherinianlaw.net

---

**From:** TMOfficialNotices@USPTO.GOV  
**Sent:** Wednesday, July 10, 2013 03:32 AM  
**To:** pto@sherinianlaw.net  
**Cc:** ebi@sherinianlaw.net  
**Subject:** 1318-0002 Official USPTO Notification: Issuance of Notice of Publication for Serial Number 85848528

---

### NOTIFICATION OF "NOTICE OF PUBLICATION"

Your trademark application (Serial No. 85848528) is scheduled to publish in the *Official Gazette* on Jul 30, 2013. To preview the Notice of Publication, go to <http://tdr.uspto.gov/search.action?sn=85848528>. If you have difficulty accessing the Notice of Publication, contact [TDR@uspto.gov](mailto:TDR@uspto.gov).

**PLEASE NOTE:**

1. The Notice of Publication may not be immediately available but will be viewable within 24 hours of this e-mail notification.
2. You will receive a second e-mail on the actual "Publication Date," which will include a link to the issue of the *Official Gazette* in which the mark has published.

Do NOT hit "Reply" to this e-mail notification. If you have any questions about the content of the Notice of Publication, contact [TMPPostPubQuery@uspto.gov](mailto:TMPPostPubQuery@uspto.gov).

## Trademark Snap Shot Publication & Issue Review Stylesheet

(Table presents the data on Publication & Issue Review Complete)

### OVERVIEW

|               |             |               |            |
|---------------|-------------|---------------|------------|
| SERIAL NUMBER | 85848528    | FILING DATE   | 02/13/2013 |
| REG NUMBER    | 0000000     | REG DATE      | N/A        |
| REGISTER      | PRINCIPAL   | MARK TYPE     | TRADEMARK  |
| INTL REG #    | N/A         | INTL REG DATE | N/A        |
| TM ATTORNEY   | IMAM, AMEEN | L.O. ASSIGNED | 113        |

### PUB INFORMATION

|                      |                                       |  |  |
|----------------------|---------------------------------------|--|--|
| RUN DATE             | 06/26/2013                            |  |  |
| PUB DATE             | 07/30/2013                            |  |  |
| STATUS               | 681-PUBLICATION/ISSUE REVIEW COMPLETE |  |  |
| STATUS DATE          | 06/25/2013                            |  |  |
| LITERAL MARK ELEMENT | VENM                                  |  |  |

|                |     |                    |     |
|----------------|-----|--------------------|-----|
| DATE ABANDONED | N/A | DATE CANCELLED     | N/A |
| SECTION 2F     | NO  | SECTION 2F IN PART | NO  |
| SECTION 8      | NO  | SECTION 8 IN PART  | NO  |
| SECTION 15     | NO  | REPUB 12C          | N/A |
| RENEWAL FILED  | NO  | RENEWAL DATE       | N/A |
| DATE AMEND REG | N/A |                    |     |

### FILING BASIS

| FILED BASIS |     | CURRENT BASIS |     | AMENDED BASIS |    |
|-------------|-----|---------------|-----|---------------|----|
| 1 (a)       | NO  | 1 (a)         | NO  | 1 (a)         | NO |
| 1 (b)       | YES | 1 (b)         | YES | 1 (b)         | NO |
| 44D         | NO  | 44D           | NO  | 44D           | NO |
| 44E         | NO  | 44E           | NO  | 44E           | NO |
| 66A         | NO  | 66A           | NO  |               |    |
| NO BASIS    | NO  | NO BASIS      | NO  |               |    |

### MARK DATA

|                         |      |
|-------------------------|------|
| STANDARD CHARACTER MARK | YES  |
| LITERAL MARK ELEMENT    | VENM |

|                    |                           |
|--------------------|---------------------------|
| MARK DRAWING CODE  | 4-STANDARD CHARACTER MARK |
| COLOR DRAWING FLAG | NO                        |

### CURRENT OWNER INFORMATION

|             |   |
|-------------|---|
| PARTY TYPE  | 10-ORIGINAL APPLICANT                       |
| NAME        | VENM, LLC                                   |
| ADDRESS     | 4367 Camelot Circle<br>Naperville, IL 60564 |
| ENTITY      | 16-LTD LIAB CO                              |
| CITIZENSHIP | Illinois                                    |

### GOODS AND SERVICES

|                     |                |
|---------------------|----------------|
| INTERNATIONAL CLASS | 025            |
| DESCRIPTION TEXT    | Dance costumes |

### GOODS AND SERVICES CLASSIFICATION

|                     |     |                |      |                            |      |              |          |
|---------------------|-----|----------------|------|----------------------------|------|--------------|----------|
| INTERNATIONAL CLASS | 025 | FIRST USE DATE | NONE | FIRST USE IN COMMERCE DATE | NONE | CLASS STATUS | 6-ACTIVE |
|---------------------|-----|----------------|------|----------------------------|------|--------------|----------|

### MISCELLANEOUS INFORMATION/STATEMENTS

|                        |    |
|------------------------|----|
| CHANGE IN REGISTRATION | NO |
|------------------------|----|

### PROSECUTION HISTORY

| DATE       | ENT CD | ENT TYPE | DESCRIPTION  | ENT NUM |
|------------|--------|----------|--|---------|
| 06/25/2013 | PREV   | O        | LAW OFFICE PUBLICATION REVIEW COMPLETED              | 010     |
| 06/17/2013 | ALIE   | A        | ASSIGNED TO LIE                                      | 009     |
| 05/31/2013 | CNSA   | P        | APPROVED FOR PUB - PRINCIPAL REGISTER                | 008     |
| 05/31/2013 | XAEC   | I        | EXAMINER'S AMENDMENT ENTERED                         | 007     |
| 05/31/2013 | GNEA   | O        | NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED         | 006     |
| 05/31/2013 | GNEA   | F        | EXAMINERS AMENDMENT E-MAILED                         | 005     |
| 05/31/2013 | CNEA   | R        | EXAMINERS AMENDMENT -WRITTEN                         | 004     |
| 05/29/2013 | DOCK   | D        | ASSIGNED TO EXAMINER                                 | 003     |
| 02/20/2013 | NWOS   | I        | NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM | 002     |
| 02/16/2013 | NWAP   | I        | NEW APPLICATION ENTERED IN TRAM                      | 001     |

### CURRENT CORRESPONDENCE INFORMATION

|                         |  |
|-------------------------|--|
| ATTORNEY                | Depeng Bi  |
| CORRESPONDENCE ADDRESS  | DEPENG BI<br>THE LAW OFFICES OF KONRAD SHERINIAN, LLC<br>1755 PARK ST STE 200<br>NAPERVILLE, IL 60563-8404 |
| DOMESTIC REPRESENTATIVE | NONE   |

VENNM

**Trademark Snap Shot Amendment & Mail Processing Stylesheet**  
(Table presents the data on Amendment & Mail Processing Complete)

**OVERVIEW**

|               |             |               |            |
|---------------|-------------|---------------|------------|
| SERIAL NUMBER | 85848528    | FILING DATE   | 02/13/2013 |
| REG NUMBER    | 0000000     | REG DATE      | N/A        |
| REGISTER      | PRINCIPAL   | MARK TYPE     | TRADEMARK  |
| INTL REG #    | N/A         | INTL REG DATE | N/A        |
| TM ATTORNEY   | IMAM, AMEEN | L.O. ASSIGNED | 113        |

**PUB INFORMATION**

|                      |                             |                    |     |
|----------------------|-----------------------------|--------------------|-----|
| RUN DATE             | 06/01/2013                  |                    |     |
| PUB DATE             | N/A                         |                    |     |
| STATUS               | 680-APPROVED FOR PUBLICATON |                    |     |
| STATUS DATE          | 05/31/2013                  |                    |     |
| LITERAL MARK ELEMENT | VENM                        |                    |     |
| DATE ABANDONED       | N/A                         | DATE CANCELLED     | N/A |
| SECTION 2F           | NO                          | SECTION 2F IN PART | NO  |
| SECTION 8            | NO                          | SECTION 8 IN PART  | NO  |
| SECTION 15           | NO                          | REPUB 12C          | N/A |
| RENEWAL FILED        | NO                          | RENEWAL DATE       | N/A |
| DATE AMEND REG       | N/A                         |                    |     |

**FILING BASIS**

| FILED BASIS |     | CURRENT BASIS |     | AMENDED BASIS |    |
|-------------|-----|---------------|-----|---------------|----|
| 1 (a)       | NO  | 1 (a)         | NO  | 1 (a)         | NO |
| 1 (b)       | YES | 1 (b)         | YES | 1 (b)         | NO |
| 44D         | NO  | 44D           | NO  | 44D           | NO |
| 44E         | NO  | 44E           | NO  | 44E           | NO |
| 66A         | NO  | 66A           | NO  |               |    |
| NO BASIS    | NO  | NO BASIS      | NO  |               |    |

**MARK DATA**

|                         |      |
|-------------------------|------|
| STANDARD CHARACTER MARK | YES  |
| LITERAL MARK ELEMENT    | VENM |

|                    |                           |
|--------------------|---------------------------|
| MARK DRAWING CODE  | 4-STANDARD CHARACTER MARK |
| COLOR DRAWING FLAG | NO                        |

### CURRENT OWNER INFORMATION

|             |   |
|-------------|---|
| PARTY TYPE  | 10-ORIGINAL APPLICANT                       |
| NAME        | VENM, LLC                                   |
| ADDRESS     | 4367 Camelot Circle<br>Naperville, IL 60564 |
| ENTITY      | 16-LTD LIAB CO                              |
| CITIZENSHIP | Illinois                                    |

### GOODS AND SERVICES

|                     |                |
|---------------------|----------------|
| INTERNATIONAL CLASS | 025            |
| DESCRIPTION TEXT    | Dance costumes |

### GOODS AND SERVICES CLASSIFICATION

|                     |     |                |      |                            |      |              |          |
|---------------------|-----|----------------|------|----------------------------|------|--------------|----------|
| INTERNATIONAL CLASS | 025 | FIRST USE DATE | NONE | FIRST USE IN COMMERCE DATE | NONE | CLASS STATUS | 6-ACTIVE |
|---------------------|-----|----------------|------|----------------------------|------|--------------|----------|

### MISCELLANEOUS INFORMATION/STATEMENTS

|                        |    |
|------------------------|----|
| CHANGE IN REGISTRATION | NO |
|------------------------|----|

### PROSECUTION HISTORY

| DATE       | ENT CD | ENT TYPE | DESCRIPTION  | ENT NUM |
|------------|--------|----------|--|---------|
| 05/31/2013 | CNSA   | P        | APPROVED FOR PUB - PRINCIPAL REGISTER                | 008     |
| 05/31/2013 | XAEC   | I        | EXAMINER'S AMENDMENT ENTERED                         | 007     |
| 05/31/2013 | GNEA   | O        | NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED         | 006     |
| 05/31/2013 | GNEA   | F        | EXAMINERS AMENDMENT E-MAILED                         | 005     |
| 05/31/2013 | CNEA   | R        | EXAMINERS AMENDMENT -WRITTEN                         | 004     |
| 05/29/2013 | DOCK   | D        | ASSIGNED TO EXAMINER                                 | 003     |
| 02/20/2013 | NWOS   | I        | NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM | 002     |
| 02/16/2013 | NWAP   | I        | NEW APPLICATION ENTERED IN TRAM                      | 001     |

### CURRENT CORRESPONDENCE INFORMATION

|  |  |
|--|--|
|  |  |
|--|--|

|                         |  |
|-------------------------|--|
| ATTORNEY                | Depeng Bi  |
| CORRESPONDENCE ADDRESS  | DEPENG BI<br>THE LAW OFFICES OF KONRAD SHERINIAN, LLC<br>1755 PARK ST STE 200<br>NAPERVILLE, IL 60563-8404 |
| DOMESTIC REPRESENTATIVE | NONE   |

VENNM

**Trademark Snap Shot Publication Stylesheet**  
(Table presents the data on Publication Approval)

**OVERVIEW**

|               |             |               |            |
|---------------|-------------|---------------|------------|
| SERIAL NUMBER | 85848528    | FILING DATE   | 02/13/2013 |
| REG NUMBER    | 0000000     | REG DATE      | N/A        |
| REGISTER      | PRINCIPAL   | MARK TYPE     | TRADEMARK  |
| INTL REG #    | N/A         | INTL REG DATE | N/A        |
| TM ATTORNEY   | IMAM, AMEEN | L.O. ASSIGNED | 113        |

**PUB INFORMATION**

|                      |                              |                    |     |
|----------------------|------------------------------|--------------------|-----|
| RUN DATE             | 06/01/2013                   |                    |     |
| PUB DATE             | N/A                          |                    |     |
| STATUS               | 680-APPROVED FOR PUBLICATION |                    |     |
| STATUS DATE          | 05/31/2013                   |                    |     |
| LITERAL MARK ELEMENT | VENM                         |                    |     |
| DATE ABANDONED       | N/A                          | DATE CANCELLED     | N/A |
| SECTION 2F           | NO                           | SECTION 2F IN PART | NO  |
| SECTION 8            | NO                           | SECTION 8 IN PART  | NO  |
| SECTION 15           | NO                           | REPUB 12C          | N/A |
| RENEWAL FILED        | NO                           | RENEWAL DATE       | N/A |
| DATE AMEND REG       | N/A                          |                    |     |

**FILING BASIS**

| FILED BASIS |     | CURRENT BASIS |     | AMENDED BASIS |    |
|-------------|-----|---------------|-----|---------------|----|
| 1 (a)       | NO  | 1 (a)         | NO  | 1 (a)         | NO |
| 1 (b)       | YES | 1 (b)         | YES | 1 (b)         | NO |
| 44D         | NO  | 44D           | NO  | 44D           | NO |
| 44E         | NO  | 44E           | NO  | 44E           | NO |
| 66A         | NO  | 66A           | NO  |               |    |
| NO BASIS    | NO  | NO BASIS      | NO  |               |    |

**MARK DATA**

|                         |      |
|-------------------------|------|
| STANDARD CHARACTER MARK | YES  |
| LITERAL MARK ELEMENT    | VENM |

|                    |                           |
|--------------------|---------------------------|
| MARK DRAWING CODE  | 4-STANDARD CHARACTER MARK |
| COLOR DRAWING FLAG | NO                        |

### CURRENT OWNER INFORMATION

|             |   |
|-------------|---|
| PARTY TYPE  | 10-ORIGINAL APPLICANT                       |
| NAME        | VENM, LLC                                   |
| ADDRESS     | 4367 Camelot Circle<br>Naperville, IL 60564 |
| ENTITY      | 16-LTD LIAB CO                              |
| CITIZENSHIP | Illinois                                    |

### GOODS AND SERVICES

|                     |                |
|---------------------|----------------|
| INTERNATIONAL CLASS | 025            |
| DESCRIPTION TEXT    | Dance costumes |

### GOODS AND SERVICES CLASSIFICATION

|                     |     |                |      |                            |      |              |          |
|---------------------|-----|----------------|------|----------------------------|------|--------------|----------|
| INTERNATIONAL CLASS | 025 | FIRST USE DATE | NONE | FIRST USE IN COMMERCE DATE | NONE | CLASS STATUS | 6-ACTIVE |
|---------------------|-----|----------------|------|----------------------------|------|--------------|----------|

### MISCELLANEOUS INFORMATION/STATEMENTS

|                        |    |
|------------------------|----|
| CHANGE IN REGISTRATION | NO |
|------------------------|----|

### PROSECUTION HISTORY

| DATE       | ENT CD | ENT TYPE | DESCRIPTION  | ENT NUM |
|------------|--------|----------|--|---------|
| 05/31/2013 | CNSA   | P        | APPROVED FOR PUB - PRINCIPAL REGISTER                | 008     |
| 05/31/2013 | XAEC   | I        | EXAMINER'S AMENDMENT ENTERED                         | 007     |
| 05/31/2013 | GNEA   | O        | NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED         | 006     |
| 05/31/2013 | GNEA   | F        | EXAMINERS AMENDMENT E-MAILED                         | 005     |
| 05/31/2013 | CNEA   | R        | EXAMINERS AMENDMENT -WRITTEN                         | 004     |
| 05/29/2013 | DOCK   | D        | ASSIGNED TO EXAMINER                                 | 003     |
| 02/20/2013 | NWOS   | I        | NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM | 002     |
| 02/16/2013 | NWAP   | I        | NEW APPLICATION ENTERED IN TRAM                      | 001     |

### CURRENT CORRESPONDENCE INFORMATION

|  |
|--|
|  |
|--|

|                         |  |
|-------------------------|--|
| ATTORNEY                | Depeng Bi  |
| CORRESPONDENCE ADDRESS  | DEPENG BI<br>THE LAW OFFICES OF KONRAD SHERINIAN, LLC<br>1755 PARK ST STE 200<br>NAPERVILLE, IL 60563-8404 |
| DOMESTIC REPRESENTATIVE | NONE   |

VENNM

**To:** VENM, LLC ([pto@sherinianlaw.net](mailto:pto@sherinianlaw.net))  
**Subject:** U.S. TRADEMARK APPLICATION NO. 85848528 - VENM - 1318-0002  
**Sent:** 5/31/2013 9:50:46 AM  
**Sent As:** ECOM113@USPTO.GOV  
**Attachments:**

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)  
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

U.S. APPLICATION SERIAL NO. 85848528

MARK: VENM

**\*85848528\***

**CORRESPONDENT ADDRESS:**

DEPENG BI  
THE LAW OFFICES OF KONRAD SHERINIAN,  
LLC  
1755 PARK ST STE 200  
NAPERVILLE, IL 60563-8404

**GENERAL TRADEMARK INFORMATION:**  
<http://www.uspto.gov/trademarks/index.jsp>

**APPLICANT:** VENM, LLC

**CORRESPONDENT'S REFERENCE/DOCKET NO :**

1318-0002

**CORRESPONDENT E-MAIL ADDRESS:**

[pto@sherinianlaw.net](mailto:pto@sherinianlaw.net)

**EXAMINER'S AMENDMENT**

**ISSUE/MAILING DATE: 5/31/2013**

**DATABASE SEARCH:** The trademark examining attorney has searched the USPTO's database of registered and pending marks and has found no conflicting marks that would bar registration under Trademark Act Section 2(d). TMEP §704.02; *see* 15 U.S.C. §1052(d).

**APPLICATION HAS BEEN AMENDED:** In accordance with the authorization granted by Depeng Bi on May 31, 2013, the trademark examining attorney has amended the application as indicated below. Please advise the undersigned immediately of any objections. Otherwise, no response is necessary. TMEP §707. Any amendments to the identification of goods and/or services may clarify or limit the goods and/or services, but may not add to or broaden the scope of the goods and/or services. 37 C.F.R. §2.71(a); *see* TMEP §§1402.06 *et seq.*

**EXPLANATION OF MARK'S SIGNIFICANCE**

The following statement is added to the record:

The wording “VENM” has no meaning other than trademark significance.

*See* 37 C.F.R. §2.61(b); TMEP §808.01(a).

If applicant has questions regarding this Office action, please telephone or e-mail the assigned trademark examining attorney. All relevant e-mail communications will be placed in the official application record; however, an e-mail communication will not be accepted as a response to this Office action and will not extend the deadline for filing a proper response. *See* 37 C.F.R. §2.191; TMEP §§304.01-.02, 709.04-.05. Further, although the trademark examining attorney may provide additional explanation pertaining to the refusal(s) and/or requirement(s) in this Office action, the trademark examining attorney may not provide legal advice or statements about applicant’s rights. *See* TMEP §§705.02, 709.06.

/Ameen Imam/  
Examining Attorney  
Law Office 113  
(571) 272-1942  
ameen.imam@uspto.gov

**PERIODICALLY CHECK THE STATUS OF THE APPLICATION:** To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov) or call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

**TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS:** Use the Trademark Electronic Application System (TEAS) form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

**To:** VENM, LLC ([pto@sherinianlaw.net](mailto:pto@sherinianlaw.net))  
**Subject:** U.S. TRADEMARK APPLICATION NO. 85848528 - VENM - 1318-0002  
**Sent:** 5/31/2013 9:50:47 AM  
**Sent As:** ECOM113@USPTO.GOV  
**Attachments:**

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)**

**IMPORTANT NOTICE REGARDING YOUR  
U.S. TRADEMARK APPLICATION**

USPTO OFFICE ACTION (OFFICIAL LETTER) HAS ISSUED  
ON **5/31/2013** FOR U.S. APPLICATION SERIAL NO.85848528

Please follow the instructions below:

(1) **TO READ THE LETTER:** Click on this [link](#) or go to <http://tsdr.uspto.gov/>, enter the U.S. application serial number, and click on “Documents.”

The Office action may not be immediately viewable, to allow for necessary system updates of the application, but will be available within 24 hours of this e-mail notification.

(2) **QUESTIONS:** For questions about the contents of the Office action itself, please contact the assigned trademark examining attorney. For *technical* assistance in accessing or viewing the Office action in the Trademark Status and Document Retrieval (TSDR) system, please e-mail [TSDR@uspto.gov](mailto:TSDR@uspto.gov).

**WARNING**

**PRIVATE COMPANY SOLICITATIONS REGARDING YOUR APPLICATION:** Private companies **not** associated with the USPTO are using information provided in trademark applications to mail or e-mail trademark-related solicitations. These companies often use names that closely resemble the USPTO and their solicitations may look like an official government document. Many solicitations require that you pay “fees.”

Please carefully review all correspondence you receive regarding this application to make sure that you are responding to an official document from the USPTO rather than a private company solicitation. All official USPTO correspondence will be mailed only from the “United States Patent and Trademark Office” in Alexandria, VA; or sent by e-mail from the domain “@uspto.gov.” For more information on how to handle private company solicitations, see [http://www.uspto.gov/trademarks/solicitation\\_warnings.jsp](http://www.uspto.gov/trademarks/solicitation_warnings.jsp).



# NOTE TO THE FILE

SERIAL NUMBER: 85848528

DATE: 05/30/2013

NAME: aimam

## NOTE:

### Searched:

Google  
 Lexis/Nexis  
 OneLook  
 Wikipedia  
 Acronym Finder  
 Other:

### Discussed ID with:

Senior Atty  
 Managing Atty  
  
 Protest evidence reviewed

### Checked:

Geographic significance  
 Surname  
 Translation  
 ID with ID/CLASS mailbox

### Discussed Geo. Sig. with:

Senior Atty  
 Managing Atty

Checked list of approved Canadian attorneys and agents

### Discussed file with

#### Attorney/Applicant via:

phone  
 email

Left message with  
Attorney/Applicant

Requested Law Library search  
for:

Issued Examiner's Amendment  
and entered changes in TRADEUPS

**PRINT**  **DO NOT PRINT**

Added design code in TRADEUPS

Description of the mark

Translation statement

Re-imaged standard character  
drawing

Negative translation statement

Consent of living individual

Contacted TM MADRID ID/CLASS  
about misclassified definite ID

Changed TRADEUPS to:

OTHER:

\*\*\* User:aimam \*\*\*

| #  | Total Marks | Dead Marks | Live Viewed Docs | Live Viewed Images | Status/Search Duration | Search                          |
|----|-------------|------------|------------------|--------------------|------------------------|---------------------------------|
| 01 | 2           | 1          | 1                | 1                  | 0:01                   | VENM [on]                       |
| 02 | 30          | 0          | 30               | 26                 | 0:02                   | *venm* [bi,ti]not dead [ld]     |
| 03 | 51          | N/A        | 0                | 0                  | 0:01                   | *VENM*[BI,TI]                   |
| 04 | 0           | 0          | 0                | 0                  | 0:01                   | "V ENM"[BI,TI]                  |
| 05 | 0           | 0          | 0                | 0                  | 0:01                   | "VE NM"[BI,TI]                  |
| 06 | 0           | 0          | 0                | 0                  | 0:02                   | "VEN M"[BI,TI]                  |
| 07 | 1           | 0          | 1                | 1                  | 0:01                   | "VENM"[BI,TI]                   |
| 08 | 0           | 0          | 0                | 0                  | 0:01                   | "V EN M"[BI,TI]                 |
| 09 | 0           | 0          | 0                | 0                  | 0:01                   | "VE N M"[BI,TI]                 |
| 10 | 2           | 1          | 1                | 1                  | 0:01                   | "V E N M"[BI,TI]                |
| 11 | 0           | 0          | 0                | 0                  | 0:01                   | "V E NM"[BI,TI]                 |
| 12 | 21          | 21         | 0                | 0                  | 0:01                   | 3 NOT 2                         |
| 13 | 164         | N/A        | 0                | 0                  | 0:01                   | *VEN\$1M* [bi,ti]not dead [ld]  |
| 14 | 134         | 0          | 134              | 123                | 0:01                   | 13 NOT 2                        |
| 15 | 57          | N/A        | 0                | 0                  | 0:01                   | *V{v:2}NM* [bi,ti]not dead [ld] |
| 16 | 27          | 0          | 27               | 26                 | 0:01                   | 15 NOT 2                        |

Session started 5/30/2013 8:06:44 PM

Session finished 5/30/2013 8:15:06 PM

Total search duration 0 minutes 18 seconds

Session duration 8 minutes 22 seconds

Default NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 85848528

VENNM

# Trademark/Service Mark Application, Principal Register

## TEAS Plus Application

Serial Number: 85848528

Filing Date: 02/13/2013

*NOTE: Data fields with the \* are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.*

The table below presents the data as entered.

| Input Field   | Entered  |
|---|--|
| <b>TEAS Plus</b>  | <b>YES</b>   |
| <b>MARK INFORMATION</b>                                 |  |
| *MARK   | <a href="#">VENM</a>   |
| *STANDARD CHARACTERS                                    | YES  |
| USPTO-GENERATED IMAGE                                   | YES  |
| LITERAL ELEMENT   | VENM   |
| *MARK STATEMENT   | The mark consists of standard characters, without claim to any particular font, style, size, or color. |
| <b>REGISTER</b>   | Principal  |
| <b>APPLICANT INFORMATION</b>                            |  |
| *OWNER OF MARK  | VENM, LLC  |
| *STREET   | 4367 Camelot Circle  |
| *CITY   | Naperville   |
| *STATE<br>(Required for U.S. applicants)                | Illinois   |
| *COUNTRY  | United States  |
| *ZIP/POSTAL CODE<br>(Required for U.S. applicants only) | 60564  |
| <b>LEGAL ENTITY INFORMATION</b>                         |  |
| *TYPE   | LIMITED LIABILITY COMPANY  |

|  |  |
|--|--|
| <b>* STATE/COUNTRY WHERE LEGALLY ORGANIZED</b>         | Illinois                                 |
| <b>GOODS AND/OR SERVICES AND BASIS INFORMATION</b>     |  |
| <b>* INTERNATIONAL CLASS</b>                           | 025                                      |
| <b>* IDENTIFICATION</b>                                | Dance costumes                           |
| <b>* FILING BASIS</b>                                  | SECTION 1(b)                             |
| <b>ADDITIONAL STATEMENTS INFORMATION</b>               |  |
| <b>* TRANSLATION</b><br>(if applicable)                |  |
| <b>* TRANSLITERATION</b><br>(if applicable)            |  |
| <b>* CLAIMED PRIOR REGISTRATION</b><br>(if applicable) |  |
| <b>* CONSENT (NAME/LIKENESS)</b><br>(if applicable)    |  |
| <b>* CONCURRENT USE CLAIM</b><br>(if applicable)       |  |
| <b>ATTORNEY INFORMATION</b>                            |  |
| <b>NAME</b>  | Depeng Bi                                |
| <b>ATTORNEY DOCKET NUMBER</b>                          | 1318-0002                                |
| <b>FIRM NAME</b>                                       | The Law Offices of Konrad Sherinian, LLC |
| <b>STREET</b>  | 1755 Park Street, Suite 200              |
| <b>CITY</b>  | Naperville                               |
| <b>STATE</b>   | Illinois                                 |
| <b>COUNTRY</b>   | United States                            |
| <b>ZIP/POSTAL CODE</b>                                 | 60563                                    |
| <b>PHONE</b>   | 6303182606                               |
| <b>FAX</b>   | 6303182605                               |
| <b>EMAIL ADDRESS</b>                                   | pto@sherinianlaw.net                     |
| <b>AUTHORIZED TO COMMUNICATE VIA EMAIL</b>             | Yes                                      |
| <b>CORRESPONDENCE INFORMATION</b>                      |  |
| <b>* NAME</b>  | Depeng Bi                                |
| <b>FIRM NAME</b>                                       | The Law Offices of Konrad Sherinian, LLC |
| <b>* STREET</b>  | 1755 Park Street, Suite 200              |

|  |   |
|--|---|
| <b>* CITY</b>                                    | Naperville                                |
| <b>* STATE</b><br>(Required for U.S. applicants) | Illinois                                  |
| <b>* COUNTRY</b>                                 | United States                             |
| <b>* ZIP/POSTAL CODE</b>                         | 60563                                     |
| <b>PHONE</b>                                     | 6303182606                                |
| <b>FAX</b>                                       | 6303182605                                |
| <b>* EMAIL ADDRESS</b>                           | pto@sherinianlaw.net;ebi@sherinianlaw.net |
| <b>* AUTHORIZED TO COMMUNICATE VIA EMAIL</b>     | Yes                                       |
| <b>FEE INFORMATION</b>                           |   |
| <b>NUMBER OF CLASSES</b>                         | 1   |
| <b>FEE PER CLASS</b>                             | 275                                       |
| <b>* TOTAL FEE PAID</b>                          | 275                                       |
| <b>SIGNATURE INFORMATION</b>                     |   |
| <b>* SIGNATURE</b>                               | /Depeng Bi/                               |
| <b>* SIGNATORY'S NAME</b>                        | Depeng Bi                                 |
| <b>* SIGNATORY'S POSITION</b>                    | Attorney                                  |
| <b>SIGNATORY'S PHONE NUMBER</b>                  | 6303182606                                |
| <b>* DATE SIGNED</b>                             | 02/13/2013                                |

---

## **Trademark/Service Mark Application, Principal Register**

### **TEAS Plus Application**

**Serial Number: 85848528**

**Filing Date: 02/13/2013**

#### **To the Commissioner for Trademarks:**

**MARK:** VENM (Standard Characters, see [mark](#))

The literal element of the mark consists of VENM.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, VENM, LLC, a limited liability company legally organized under the laws of Illinois, having an address of

4367 Camelot Circle  
Naperville, Illinois 60564  
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

#### **For specific filing basis information for each item, you must view the display within the Input Table.**

International Class 025: Dance costumes

Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant's current Attorney Information:

Depeng Bi of The Law Offices of Konrad Sherinian, LLC  
1755 Park Street, Suite 200  
Naperville, Illinois 60563  
United States

The attorney docket/reference number is 1318-0002.

The applicant's current Correspondence Information:

Depeng Bi  
The Law Offices of Konrad Sherinian, LLC  
1755 Park Street, Suite 200  
Naperville, Illinois 60563  
6303182606(phone)

6303182605(fax)

pto@sherinianlaw.net;ebi@sherinianlaw.net (authorized)

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

### **Declaration**

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /Depeng Bi/ Date Signed: 02/13/2013

Signatory's Name: Depeng Bi

Signatory's Position: Attorney

RAM Sale Number: 85848528

RAM Accounting Date: 02/13/2013

Serial Number: 85848528

Internet Transmission Date: Wed Feb 13 11:26:58 EST 2013

TEAS Stamp: USPTO/FTK-173.165.81.129-201302131126588

62693-85848528-500d48761d49d53972d08ed56

7174fc3e6336c88c98a32eca5aeffe6d3dfce76f

-CC-9495-20130213111046480237

VENNM



# KungFuDirect.com

Providing High Quality & Affordable Wushu Equipment!



View Cart Check out

[Home](#) / [About Us](#) / [Contact Us](#) / [Order Status](#) / [Track Order](#) / [Apply Wholesale](#) / [FAQ](#) / [Login](#) / [Logout](#)

All Categories

Li-Ning Wushu

Weapons

Uniforms

Footwear

Accessories

Sparring & Sanda

Dragons & Lions

Videos & DVDs

All Categories

New Arrivals

Special Offers

Clearance Items

Apply Wholesale

Coupons & Gift Certificates

Sponsor Program

FAQ

Home » Footwear

CHECKOUT

 Go

The following discounts apply to all these products.  
Free Standard Shipping On \$200+

Product ID: FT020



Budo Saga Golden KungFu Shoes  
**PRE-ORDER**  
Release Dec 23, 2013  
**Price:** 49.00

Configure

Product ID: FT022



Budo Saga Red KungFu Shoes  
**Price:** 49.00

Configure

Product ID: FT023



Budo Saga Pink Kung Fu Shoes  
**PRE-ORDER**  
Release Dec 23, 2013  
**Price:** 49.00

Configure

Product ID: FT024



Blue Budo Saga KungFu Shoes  
**PRE-ORDER**  
Release Dec 23, 2013

**Price:** 49.00

Configure

Product ID: FT025



Budo Saga Black KungFu shoes  
**Price:** 45.00

Configure

Product ID: FT026



Budo Saga White KungFu Shoes  
**Price:** 45.95

Configure

Product ID: FT027



Budo Saga Yellow KungFu shoes  
Some sizes available.  
All sizes release Dec 23, 2013

**Price:** 45.95

Configure

Product ID: FT028



Budo Saga Cotton with leather shoes

size:  Please Select...  
**Price:** 38.00

Product ID: LN086-2



Black KungFu/Tai Chi Shoes 黑色李宁  
太极/功夫鞋

Click on Photo to view details

Size:  Please Select...

1 Add to cart

Price: 79.00

1 Add to cart

Product ID: LN086-1



White KungFu/Tai Chi Shoes 白色李  
宁太极/功夫鞋

Click on Photo to view details

Size: Please Select...

Price: 79.00

1 Add to cart

Product ID: FT001



Leather Tai Chi Shoes Black

Click to choose sizes

Price: 38.95

Configure

Product ID: FT002



Leather Tai Chi Shoes White

Click to choose sizes

Price: 38.95

Configure

Product ID: FT005



Leather Kung Fu Wushu Shoes  
Black

Click to choose sizes

Price: 38.95

Configure

Product ID: FT006



Leather Kung Fu Wushu Shoes  
White

Click to choose sizes

Price: 38.95

Configure

Product ID: FT003



Leather Tai Chi Shoes- Black  
*50% OFF Do-win Leather Shoes*

Click to choose sizes

Price: 19.49

Configure

Product ID: FT007



Leather Wushu Kung Fu Shoes  
Black

*50% OFF Do-win Leather Shoes*

Click to choose sizes

Price: 19.49

Configure

Product ID: FT010



Top One Feiyue Shoes - Black

Click to choose sizes

Price: 15.95

Configure

Product ID: FT011



Top One Feiyue Shoes - White

Click Configure to Choose size

*Get 2nd pair for \$12.99 only!*

List Price: 16.99

Price: 14.99

Configure

Product ID: FT013

Product ID: FT014

Product ID: FT016



Top one Feiyue Shoes - Pure Black  
Choose your size

**Price:** 15.95

[Configure](#)



Top one Feiyue Shoes - Pure White  
Choose your size

**Price:** 15.99

[Configure](#)



Kid's Wushu Kung Fu Shoes  
**60% OFF!**

**Price:** 6.00

[Configure](#)

### Popular Searches on Kung Fu Direct Store

#### Weapons

- Kung Fu Spear
- Wushu Spear
- Nunchaku
- Competition Swords
- Tai Chi Swords
- Wushu Swords
- Kung Fu Swords
- Wushu Cudgel
- Kung Fu Cudgel
- Tai Chi Long Pole

#### Uniforms

- Tai Chi Uniforms
- Kung Fu Uniforms
- ShaolinCostumes
- Tai Chi Costumes
- Kung Fu Costumes
- Wushu Costumes
- Martial Arts Uniforms
- Tai Chi Pants
- Kung Fu Pants
- Wushu Pants

#### Footwear

- Tai Chi Shoes Black
- Kung Fu Shoes
- Wushu Shoes
- Martial Arts Shoes
- Feiyue Shoes
- Shaolin Shoes
- Taichi Shoes
- Kid's Kung Fu Shoes
- Top one Shoes
- KungFu Shoes

#### Accessories

- Spear Head
- Tassel
- Sword Bag
- Tai Chi Kung Fu Sash
- Super Grip
- Sword Stand
- Sword Flags
- Chain Whip Flag
- Spear Tassel
- Carrying Case

#### Sparring & Sanda

- SanDa Gear
- Head Guard
- Boxing Glove
- Punching Bag
- Weapon Gear
- Striking Pad
- Taekwondo Gear
- Punch Mitts
- Body Shield
- Kicking Target

#### Dragons & Lion

- Southern Lion
- Dragon Dance
- Drum
- Kid's Lion
- Cymbals
- Gong
- Gong Stand
- Drum Stand
- Banner
- Flags

#### Videos & DVDs

- Wushu DVDs
- TTai Chi DVDs
- Kung Fu DVDs
- Tai Chi Fan
- IWuF Standard
- O-Mei DVDs
- Qigong Meditation
- Kung Fu Music
- Application
- Shaolin DVDs

#### Company Info:

- [About Us](#)
- [Contact Us](#)
- [Partners & Friends](#)

#### Security & Privacy:

- [Security & Privacy Policy](#)
- [Terms & Conditions](#)
- [FAQ](#)

#### Services & Support:

- [My Account](#)
- [Apply Wholesale](#)
- [Coupons & Gift Certificates](#)

#### Shipping & Returns:

- [Shipping Policy](#)
- [Returns & Exchanges](#)
- [Order Status & Track Order](#)

Transactions Secured by



Powered by **KungFu Direct** © 2013-2014 Inc.

## CERTIFICATE OF SERVICE

I, Konrad Sherinian, an attorney, hereby certify that on December 13, 2013, the listed documents were served on Opposer by delivering a true and correct copy thereof to the address of Opposer's Attorney by depositing the same with the United States Postal Service, postage pre-paid, via first class mail, addressed to:

Aaron Silverstein  
Saunders + Silverstein LLP  
14 Cedar Street, Suite 224  
Amesbury, MA 01913

## SERVED DOCUMENTS

- First Amended Answer and Exhibits A-D
- Certificate of Service

By   
\_\_\_\_\_  
Konrad Sherinian

Konrad Sherinian (ARDC No. 6290749)  
**THE LAW OFFICES OF KONRAD SHERINIAN, LLC**  
1755 Park Street  
Suite # 200  
Naperville, Illinois 60563  
P: (630) 318-2606  
F: (630) 318-2605